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JOURNAL
OF
39195-
THE SENATE

OF THE
STATE OF MICHIGAN.

1891.

Printed by virtue of an Act of the Legislature, under the direction
and supervision of

ALFRED J. MURPHY,

Secretary of the Senate.

IN TWO VOLUMES—VOL I.



BY AUTHORITY.

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1891.

SENATE JOURNAL.

Lansing, Michigan, January 7, 1891.

In conformity with the requirements of the Constitution of the State of Michigan and the statutes in such case made and provided, the Senate of the State of Michigan on this day, at 12 o'clock M., convened in the Senate Chamber at Lansing, in said State, and was called to order by Hon. John Strong, Lieutenant Governor and President of the Senate.

Religious exercises by Rev. Mr. McGrath.

The certified list of Senators elect was read by Lewis M. Miller, Secretary of the last Senate, as follows:

STATE OF MICHIGAN, DEPARTMENT OF STATE, }
Lansing, January 2, 1891.

Hon. Lewis M. Miller, Secretary of the Senate of 1889:

SIR—The accompanying is a list of the members elect of the Senate of the State of Michigan for the years 1891 and 1892, as appears from the returns of the clerks of the several counties of this State now on file in this office.

Very respectfully,
DANIEL E. SOPER,
Secretary of State.

From the	1st District	—Frank Smith.
"	"	2d " —Joseph M. Weiss.
"	"	3d " —Peter E. Park.
"	"	4th " —Augustin C. McCormick.
"	"	5th " —George B. Horton.
"	"	6th " —William H. Withington.
"	"	7th " —Alfred Milnes.
"	"	8th " —Marden Sabin.
"	"	9th " —John S. Beers.
"	"	10th " —Jan W. Garvelink.
"	"	11th " —William Miller.
"	"	12th " —Marcus Wilcox.
"	"	13th " —John R. Benson.
"	"	14th " —Charles B. Boughner.
"	"	15th " —Martin Crocker.
"	"	16th " —Robert L. Taylor.
"	"	17th " —John Bastone.
"	"	18th " —Chauncey W. Wisner.
"	"	19th " —William Toan.
"	"	20th " —Peter Doran.

From the 21st District—George F. Porter.
 “ “ 22d “ —Enoch T. Mugford.
 “ “ 23d “ —Aaron B. Brown.
 “ “ 24th “ —Frank L. Prindle.
 “ “ 25th “ —Peter Gilbert.
 “ “ 26th “ —Benjamin C. Morse.
 “ “ 27th “ —James E. Holcomb.
 “ “ 28th “ —A. Oren Wheeler.
 “ “ 29th “ —Robert R. Wilkinson.
 “ “ 30th “ —George W. Sharp.
 “ “ 31st “ —Joseph Flesheim.
 “ “ 32d “ —John H. D. Stevens.

STATE OF MICHIGAN,
 OFFICE OF THE SECRETARY OF STATE, } ss.

I, Daniel E. Soper, Secretary of State of the State of Michigan, do hereby certify that I have compared the annexed and foregoing list of all the members elect of Senate of State of Michigan, for the years 1891 and 1892, with the original returns, as transmitted to me by the clerks of the various counties of the State, and that it is a true and correct list.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Michigan, at Lansing, this 2d day of January, [SEAL.] in the year of our Lord one thousand eight hundred and ninety-one.

DANIEL E. SOPER,
Secretary of State.

Whereupon it appeared that all the Senators elect were present.

The Senators elect then came forward, took and subscribed the constitutional oath of office and entered upon the discharge of their duties as Senators.

The Secretary then called the roll, and a quorum of the Senate was found to be present.

On motion of Mr. Wisner,

The Senate proceeded to the election of Secretary of the Senate with the following result:

FOR ALFRED J. MURPHY.

Mr. Bastone	Mr. Crocker	Mr. McCormick	Mr. Sharp	
Benson	Doran	Miller	Smith	
Beers	Gilbert	Mugford	Wilcox	
Boughner	Holcomb	Porter	Wisner	17
Brown				

FOR LEWIS M. MILLER.

Mr. Flesheim	Mr. Morse	Mr. Taylor	Mr. Wheeler	
Garvelink	Prindle	Toan	Wilkinson	
Horton	Sabin	Weiss	Withington	
Milnes	Stevens			14

The President announced that Alfred J. Murphy, having received a majority of all the votes cast, was duly elected Secretary of the Senate.

On motion of Mr. Wisner,

The Senate proceeded to the election of Assistant Secretary of the Senate, with the following result:

FOR JOSEPH J. EMERY.

Mr. Bastone	Mr. Brown	Mr. Holcomb	Mr. Porter	
Benson	Crocker	McCormick	Sharp	
Beers	Doran	Miller	Wilcox	
Boughner	Gilbert	Mugford	Wisner	16

FOR DENNIS E. ALWARD.

Mr. Fleshiem	Mr. Morse	Mr. Taylor	Mr. Wheeler	
Garvelink	Prindle	Toan	Wilkinson	
Horton	Sabin	Weiss	Withington	
Milnes	Stevens			14

The President announced that Joseph J. Emery, having received a majority of all the votes cast, was duly elected Assistant Secretary of the Senate.

On motion of Mr. Wisner the Secretary was authorized to appoint one bill clerk and one messenger.

The Senate then proceeded to the election of Sergeant-at-Arms of the Senate, with the following result:

JOHN ANDREW.

Mr. Bastone	Mr. Crocker	Mr. Miller	Mr. Sharp	
Benson	Doran	Mugford	Smith	
Beers	Gilbert	Park	Wilcox	
Boughner	Holcomb	Porter	Wisner	
Brown	McCormick			18

JOHN BETTS.

Mr. Flesheim	Mr. Morse	Mr. Taylor	Mr. Wheeler	
Garvelink	Prindle	Toan	Wilkinson	
Horton	Sabin	Weiss	Withington	
Milnes	Stevens			14

The President announced that John Andrew, having received a majority of all the votes cast, was duly elected Sergeant-at-Arms of the Senate.

The Senate then proceeded to the election of First Assistant Sergeant-at-Arms of the Senate, with the following result:

W. H. P. BENJAMIN.

Mr. Bastone	Mr. Crocker	Mr. McCormick	Mr. Sharp	
Benson	Doran	Miller	Smith	
Beer	Gilbert	Mugford	Wilcox	
Boughner	Holcomb	Porter	Wisner	
Brown				17

JOHN K. HOUGH.

Mr. Fleshiem	Mr. Morse	Mr. Taylor	Mr. Wheeler	
Garvelink	Prindle	Toan	Wilkinson	
Horton	Sabin	Weiss	Withington	
Milnes	Stevens			14

The President announced that W. H. P. Benjamin, having received a majority of all the votes cast, was duly elected Sergeant-at-Arms of the Senate.

The Senate then proceeded to the election of Second Assistant Sergeant-at-Arms, with the following result:

GEO. W. IMUS.

Mr. Bastone	Mr. Brown	Mr. Holcomb	Mr. Porter	
Benson	Crocker	M'Cormick	Sharp	
Beers	Doran	Miller	Wilcox	
Boughner	Gilbert	Mugford	Wisner	16

THERON D. STONE.

Mr. Fleshiem	Mr. Morse	Mr. Taylor	Mr. Wheeler	
Garvelink	Prindle	Toan	Wilkinson	
Horton	Sabin	Weiss	Withington	
Milnes	Stevens			14

THOMAS DICKSON.

Mr. Park	Mr. Smith	2
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The President announced that George W. Imus was duly elected Second Assistant Sergeant-at-Arms of the Senate.

Mr. Milnes appealed from the decision of the President, declaring Mr. George W. Imus elected, on the ground that he had not received a majority of all the votes cast.

The question being, "Shall the decision of the Chair stand as the judgment of the Senate?"

The roll having been called, the decision of the Chair was not sustained, the Senators voting thereon as follows:

YEAS.

Mr. Bastone	Mr. Crocker	Mr. McCormick	Mr. Sharp	
Benson	Doran	Miller	Wilcox	
Beers	Gilbert	Mugford	Wisner	
Boughner	Holcomb	Porter		15

NAYS.

Mr. Brown	Mr. Morse	Mr. Smith	Mr. Weiss	
Fleshiem	Park	Stevens	Wheeler	
Garvelink	Prindle	Taylor	Wilkinson	
Horton	Sabin	Toan	Withington	
Milnes				17

The Senate then again proceeded to the election of Second Assistant Sergeant-at-Arms, with the following result:

FOR GEORGE W. IMUS.

Mr. Bastone	Mr. Brown,	Mr. Holcomb,	Mr. Porter	
Benson	Crocker	McCormick	Sharp	
Beers	Doran	Miller	Wilcox	
Boughner	Gilbert	Mugford	Wisner	16

FOR THERON D. STONE.

Mr. Fleshier	Mr. Morse	Mr. Taylor	Mr. Wheeler
Garvelink	Prindle	Toan	Wilkinson
Horton	Sabin	Weiss	Withington
Milnes	Stevens		14

FOR THOMAS DICKSON.

Mr. Park	Mr. Smith	2
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The President then announced that George W. Imus was duly elected Second Assistant Sergeant-at-Arms of the Senate.

Mr. Milnes appealed from the decision of the Chair.

The question being "Shall the decision of the Chair stand as the judgment of the Senate?"

The decision of the Chair was sustained, the Senators voting as follows:

YEAS.

Mr. Bastone	Mr. Brown	Mr. Holcomb	Mr. Porter
Benson	Crocker	McCormick	Sharp
Beers	Doran	Miller	Wilcox
Boughner	Gilbert	Mugford	Wisner
			16

NAYS.

Mr. Fleshier	Mr. Morse	Mr. Smith	Mr. Weiss
Garvelink	Park	Stevens	Wheeler
Horton	Prindle	Taylor	Wilkinson
Milnes	Sabin	Toan	Withington
			16

Whereupon,

The President declared George W. Imus elected Second Assistant Sergeant-at-Arms of the Senate.

The Senate then proceeded to the election of Engrossing and Enrolling Clerk, with the following result:

V. W. BRUCE.

Mr. Bastone	Mr. Crocker	Mr. Miller	Mr. Sharp
Benson	Doran	Mugford	Smith
Beers	Gilbert	Park	Wilcox
Boughner	Holcomb	Porter	Wisner
Brown	McCormick		18

FLORENCE J. JAMESON.

Mr. Fleshier	Mr. Morse	Mr. Taylor	Mr. Wheeler
Garvelink	Prindle	Toan	Wilkinson
Horton	Sabin	Weiss	Withington
Milnes	Stevens		14

The President announced that V. W. Bruce, having received a majority of all the votes cast, was duly elected Engrossing and Enrolling Clerk of the Senate.

The Senate then proceeded to the election of Assistant Engrossing and Enrolling Clerk, with the following result:

MRS. JENNIE M. PYNE.

Mr. Bastone	Mr. Crocker	Mr. Miller	Mr. Sharp	
Benson	Doran	Mugford	Smith	
Beers	Gilbert	Park	Wilcox	
Boughner	Holcomb	Porter	Wisner	
Brown	McCormick			18

FLORENCE J. JAMESON.

Mr. Fleshiem	Mr. Morse	Mr. Taylor	Mr. Wheeler	
Garvelink	Prindle	Toan	Wilkinson	
Horton	Sabin	Weiss	Withington	
Milnes	Stevens			14

The President announced that Mrs. Jennie M. Pyne, having received a majority of all the votes cast, was duly elected Assistant Engrossing and Enrolling Clerk of the Senate.

The President then addressed the Senate as follows:

Gentlemen of the Senate:

That we are now partially organized and about to commence the labors of the session, you will bear with me in the suggestion of a few thoughts for your consideration, to the end that we may work unitedly and in harmony for the best interests of the whole people. It is thirty-six years since the retiring party began the control and management of affairs in this State. That carelessness and indifference to the wishes and interests of the people is but natural to expect from any party, so long intrenched in power; it therefore seems our firm and bounden duty to obey the mandate of the people, promulgated on the fourth day of last November, and answer by our words and actions in no unmeaning terms or conduct, their demand for a rigid observance of the strictest economy in the appropriation of their hard earnings. I believe they are willing that we should be reasonably liberal to our educational institutions, watchful and just to our Insane Asylums, but most conservative with our reformatories and prisons, less tampering with well established laws, and above all an attention to duty in such an able and impartial manner that the whole necessary business of the State for this session shall be well and faithfully done in less than four months. I believe you will agree with me when I say that the people have become sickened and tired of the unnecessary and unreasonable prolongation of the sessions of the last few legislatures; and they have placed representatives who are opposed to republican methods in power, that reforms and retrenchments in these matters may be made quick and sure; and if you fail to perform faithfully and trustworthily to their interests in reforming these growing abuses, then you have placed a formidable barrier to your return to power.

You will pardon me if I should suggest an innovation on the practices of former legislatures in this, that you take a few days recess in the second week of our session for the committees to visit the several State institutions, so that the appropriation bills may all be made up and practically disposed of before the fifty day limit for the introduction of bills expires, after which we will be at liberty to devote our entire time to general legis-

lation, which I believe will not take over eight weeks of our time diligently applied. In conclusion, gentlemen, I wish to say to you that it is the height of my ambition and my firm determination to do what in me lies to make this session a model one, for brevity, frugality, and conservativeness, being even mindful of the innumerable measures declared unconstitutional, passed by our predecessors; let your work be so thorough, clean, and statesmanlike that future legislatures may take pride in emulating the session of 1891, and to that end I most urgently solicit the generous co-operation of each member of the Senate in the discharge of my important and arduous duties. I ask your kind forbearance in any mistakes that I may make and that you charge it to the hand and not to the heart.

I pledge you my earnest and prompt attention and a fair and absolutely impartial treatment.

What is the pleasure of the Senate.

On motion of Mr. Wisner,

The Senate took a recess until 4 o'clock p. m.

AFTER RECESS.

The Senate met and was called to order by the President.

A quorum present.

The President announced that the oath of office would now be administered to the officers elect of the Senate:

Alfred J. Murphy, Secretary elect, Joseph J. Emery, Assistant Secretary elect, John Andrew, Sergeant-at-Arms elect, W. H. P. Benjamin, First Assistant Sergeant-at-Arms elect, George W. Imus, Second Assistant Sergeant-at-Arms elect, Valorus W. Bruce, Engrossing and Enrolling Clerk elect,

Then came forward, took and subscribed the constitutional oath of office, and entered upon the discharge of their duties.

Mr. Wisner moved that the President of the Senate be authorized to appoint janitors, messengers, keeper of cloak room and a person to take charge of the gallery of the Senate;

Which motion prevailed.

Mr. Taylor offered the following resolution:

Resolved, That the Secretary of the Senate be instructed to draw an order for twenty-five dollars payable to Lewis M. Miller, Secretary of the last preceding Senate, as mileage and compensation for two days' service in organizing the present Senate;

Which resolution was adopted by the following vote:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Taylor
Benson	Gilbert	Park	Toan
Beers	Holcomb	Porter	Weiss
Boughner	Horton	Prindle	Wheeler
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Milnes	Smith	Withington
Fleishiem	Morse	Stevens	Wisner

32

NAYS.

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The Sergeant-at-Arms announced a committee from the House, who informed the Senate that the House was organized and ready to proceed to business.

The Senate then proceeded to the election of President *pro tem.* of the Senate, with the following result:

CHAUNCEY W. WISNER.

Mr. Bastone	Mr. Crocker	Mr. McCormick	Mr. Porter
Benson	Doran	Miller	Sharp
Beers	Gilbert	Mugford	Smith
Boughner	Holcomb	Park	Wilcox
Brown			

17

ROBERT L. TAYLOR.

Mr. Fleshier	Mr. Morse	Mr. Stevens	Mr. Wheeler
Garvelink	Prindle	Toan	Wilkinson
Horton	Sabin	Weiss	Withington
Milnes			

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ALFRED MILNES.

Mr. Taylor

1

The President announced that Chauncey W. Wisner having received a majority of all the votes cast, was duly elected President *pro tem.* of the Senate.

On motion of Mr. Doran,

A committee was appointed by the President to inform the House of Representatives that the Senate was organized and ready for business.

Messrs. Doran, Boughner and Milnes were thereupon appointed by the President as such committee.

Mr. Milnes offered the following resolution:

Resolved, That the rules of the last Senate be adopted as the rules of this Senate until otherwise ordered.

Which resolution was adopted.

Mr. Withington offered the following resolution:

Resolved (the House concurring), That the joint rules of the Senate and House of Representatives and the rules in joint convention of the last Legislature, be adopted as the present joint rules until otherwise ordered.

Which resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That the Secretary of the Senate be and is hereby authorized to order 500 copies of the daily Journal for the use of the Senate until otherwise ordered;

Which resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That the President of the Senate is hereby authorized to assign the reporters of the press the several desks set apart for their use;

Which resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That the reading of the daily Journal be dispensed with for this session and that the Secretary be authorized to make all necessary corrections in the Journal from day to day;

Which resolution was adopted, two-thirds of all the Senators present voting therefor.

The Sergeant-at-Arms announced the committee appointed on the part of the Senate, to wait upon the House, who reported that they had performed the duty assigned them and asked to be discharged.

Report accepted and committee discharged.

Mr. Milnes offered the following resolution:

Resolved, That the President be authorized to appoint a committee of three to act with a like committee on the part of the House, to wait upon the Governor, and inform him that the two Houses are organized and ready to receive any communication he may be pleased to make;

Which resolution was adopted.

The President announced as such committee Messrs. Milnes, Bastone and Crocker.

Mr. Wisner offered the following resolution:

Resolved, That the Secretary of the Senate be instructed to invite the pastors of the various churches of the city of Lansing to open the daily sessions of the Senate with appropriate religious services;

Which resolution was adopted.

The Sergeant-at-Arms announced a committee from the House.

The committee reported that they had been appointed to wait upon the outgoing and incoming Governors, and inform them that the House was organized and ready for business, and to inquire at what time they will be pleased to communicate with them.

Mr. Wisner offered the following resolution:

Resolved, That a committee of three be appointed to assign rooms for the use of the committees, when appointed;

Which resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That each Senator be allowed the sum of five dollars for stationery, and that the Committee on Supplies and Expenditures, when appointed, be required to furnish the President of the Senate, the Secretary, the Engrossing and Enrolling Clerks, and the chairmen of all committees, when appointed, such stationery as they may require for their own use;

Which resolution was adopted.

Senator Stevens offered the following resolution:

Resolved, That the daily sessions of the Senate shall commence at 2 o'clock p. m., until otherwise ordered;

Which resolution was adopted.

The committee appointed to confer with a like committee from the House and with the outgoing and incoming governors as to the time their excellencies would be pleased to communicate with the Senate and House of Representatives, asked for further time, in order to communicate further with the outgoing Governor who was absent.

Granted.

The following message was received from the House:

HOUSE OF REPRESENTATIVES, }
Lansing, January 7, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That a joint committee of three members from the House and three from the Senate be appointed to wait upon their excellencies, the outgoing and incoming governors, and inform them

that the two houses have completed their organization and are ready for business, and to inquire at what time they will be pleased to communicate with them; and further to inform the Senate that Messrs. Bathey, Fildew and C. L. Eaton have been appointed to act as such committee on the part of the House,

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

On motion of Mr. Wisner,

The Senate concurred in the resolution.

Mr. Taylor introduced the following resolution:

Resolved, That a committee of three be appointed to report the number of regular and special committees of this Senate requiring clerks;

Which resolution was adopted.

Mr. Withington moved that when the Senate adjourn it adjourn to meet tomorrow at 10 o'clock in the forenoon;

Which motion prevailed.

On motion of Mr. Wisner,

Senator Park was excused from attendance for tomorrow.

The President *pro tem.* was called to the chair.

On motion of Mr. Taylor the Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned in pursuance of the former motion until 10 o'clock A. M. tomorrow.

Lansing, Thursday, January 8, 1891.

The Senate met and was called to order by the President at 10 o'clock A. M.

Religious exercises by Rev. L. D. Temple of Lansing.

Roll called: a quorum present.

The President announced Messrs. Wisner, Miller and Taylor as a committee to report upon the number of regular and special committees of the Senate requiring clerks.

Mr. Wisner presented the following protest of Charles A. Fridlender against the admission of Benjamin C. Morse to a seat in the Senate.

The following is the protest:

To the Honorable, the President and Members of the Senate of the State of Michigan:

I hereby most respectfully protest against the seating of Benjamin C. Morse as Senator in the State Legislature, from the 26th senatorial district of the State of Michigan, and respectfully allege that he is not entitled to the certificate of election for the office of Senator from this said district, and that your protestant is, for the following reasons:

1st. That though the canvass appears to show the said Morse received a majority of 112 votes, gross fraud was committed in the counties of Alcona, Alpena and Oscoda, whereby the said Morse received and was awarded over two hundred illegal and fraudulent votes.

2d That about one hundred votes cast for the said Morse in the township of Harrisville, Alcona county, can be shown to have been illegally cast for the said Morse at the recent election in Alcona county;

And that in the township of Harrisville in the County of Alcona, it can be shown that Charles Conklin, township clerk, about two days before Saturday, November 1, 1890, went into certain lumber camps and took the names of over one hundred men or thereabouts in the absence of the supervisor and treasurer of said township, and the said clerk did not take down the names of men who were represented to him to be democrats, and discriminated against democrats;

And further, it can be show that at the meeting of the board of registration held on Saturday November 1, 1890 in the township of Harrisville in said county, two persons sat on said board of registration and acted as members thereof, who had no right to sit on said board and who had not taken the oath of office prescribed by law. The said board of registration thus illegally constituted, entered in the book of registration of the said township the names of the one hundred men or thereabouts, whose names were taken by the clerk of the said township in the said lumber camps as aforesaid, and the said one hundred men or thereabouts voted at the election held in said township of November 4, 1890; and

It can further be shown that the board of inspectors of election of the said township, at the election held on the said 4th day of November, 1890, did not appoint one of their number or any one to attend the County canvass to be held on November 11, 1890.

In support of this charge a copy of the affidavit of George W. La Chapelle, the original being on file in the office of George B. Kilmaster chairman of the county board of canvassers of Alcona county, is hereto attached and marked "Exhibit A."

And, also, a copy of the affidavit of Mortimer Snow, the original of which is on file in the office of the said George B. Kilmaster, is hereto attached and marked "Exhibit B."

3d. That about one hundred votes cast for the said Morse can be shown to have been unlawfully purchased and illegally cast for the said Morse, at the recent election in the city of Alpena, Alpena county, Michigan.

4th. That in the township of Cummins in the county of Oscoda, about one hundred votes cast for the said Morse can be shown to have been the votes of men who were not residents of the said township and who had no right to vote in said township.

5th. That in the township of Cummins in said county at the election held on the 4th day of November, 1890 last, gross irregularities and illegalities were practiced and the law regulating the conducting of elections and the counting of votes was grossly violated; and that the ballots were first counted to ascertain whether they agreed with the number of votes cast as the same appeared on the clerk's tally-sheet; and that then the tickets were sorted, and all the straight democratic tickets were placed in a pile by themselves and the same was done with the straight republican tickets, and all the tickets that had slips on were placed in a separate pile; and

that then the number of straight tickets in each pile was counted and given to each candidate respectively, and that then the slipped tickets were counted as follows, viz. if a ticket had one or two or three slips on it it was read by the supervisor as a straight republican ticket or democratic ticket down to the name over which the slip was pasted and that the name on the slip was then read before the votes were counted; and at the time of closing the polls a recess was taken by the board and the members thereof went to their suppers at their homes at varying distances, from forty to sixty rods, from the polling place, except the clerk who lived in the building where the polls were held.

It can be further shown, as I am informed and believe, that a man named Harry Parks, a non-resident of the said township, engaged in the lumbering business, took the names of his men on the day of registration to the board of registration, held Saturday, November 1, 1890, and that the board entered the names so brought to them by the said Parks in the registration book; and the men whose names were thus entered, voted for the said Morse at the late election in the township of Cummins aforesaid.

By reason of the foregoing facts, and other evidence of fraud committed during the recent election, which your petitioner stands ready to maintain and prove, he respectfully demands an investigation of such fraud, and that he may be declared entitled to the office of Senator of the 26th senatorial district and be permitted to fulfill the same.

Au Sable, Michigan, January 2, 1891.

CHAS. A. FRIDLENDER.

EXHIBIT A.

STATE OF MICHIGAN, }
County of Alcona. } ss.

George W. LaChapelle being duly sworn, doth depose and say that Charles A. Fridlender was a candidate on the Democratic ticket for State Senator for the 26th Senatorial district at the election held on the fourth day of November, A. D. 1890; and that he conceives said Fridlender aggrieved on account of fraud and mistakes in the canvass of the votes and in the returns made for the township of Harrisville in said county; and said Fridlender received votes for the said office and there was error and fraud in the count and in the returns of the inspectors of election and it is the said Fridlender's intention to contest the count and returns of the inspectors of election, and he further deposes and says that Charles Conklin, township clerk, about two days before Saturday, November the first, 1890, went into certain lumber camps and took the names of over one hundred men or thereabouts, and this was done in the absence of the supervisor and treasurer of the said township; and in one other instance I have been informed and have good reason to believe and do believe that the said clerk discriminated against democrats and did not take down the names of men who were represented to him to be democrats.

And this deponent further deposes and says that the said clerk told Jeff Waters to act in his place on the board of registration, on November the 1st, 1890, and the township treasurer, Carl Lund, or the said clerk, told Edward W. LaChapelle to act in the treasurer's place on the said

board of registration, and the said Waters and the said LaChapelle acted on the said board of registration as members thereof; and the said clerk and the said treasurer did not act on said board. And I am informed and believe that neither one of them (the said Waters nor the said LaChapelle) took the oath of office prescribed by law, and the said Waters and LaChapelle wrote in the book of registration of said township the names of the one hundred men or thereabouts taken by the said clerk in said camps as above set forth, and the said one hundred men, or nearly all of them, voted at the election in said town on November 4, 1890; and the board of inspectors of said election did not appoint one of their number or any one to attend the county canvass on November 11, 1890.

This affidavit is made for and in behalf of the said Fridlender; and further deponent saith not.

GEO. W. LACHAPELLE.

Subscribed and sworn to before me this 11th day of November, 1890.

B. S. COWLEY,

Notary Public, in and for Alcona county, Mich.

EXHIBIT B.

STATE OF MICHIGAN, }
County of Iosco. } ss.

Mortimer Snow being duly sworn, deposes and says that on or about the fourth day of November, A. D. 1890, he had a conversation with Charles Conklin, clerk of the town of Harrisville, and said Conklin stated in substance that he did not take the names of voters in Blond's camp because they were Democrats, and he did not have to take them. Said conversation was in reference to registering voters in the township of Harrisville for the election held November 4, 1890, and said Conklin being a candidate on the Republican ticket for register of deeds.

MORTIMER SNOW.

Sworn and subscribed to before me this 11th day of November, 1890.

G. W. LACHAPELLE,

Notary Public, Alcona county, Michigan.

Mr. Wisner gave notice that at some future time he would move the appointment of a select committee of five to investigate and report upon the matters set forth in the above protest.

The President announced the appointment of the following

STANDING COMMITTEES.

Agricultural College—Messrs. Wilcox, Bastone, Taylor.

Agricultural Interests—Messrs. Mugford, Wilcox, Garvelink.

Asylums for the Criminal Insane—Messrs. Brown, Beers, Weiss.

Asylums for the Insane—Messrs. Wisner, Crocker, Wilcox, Sabin, Toan.

Banks and Corporations—Messrs. Benson, Park, Withington.

Cities and Villages—Messrs. Beers, Wilcox, Miller, Wilkinson, Weiss.

Claims and Public Accounts—Messrs. Holcomb, Park, Toan.

Constitutional Amendments—Messrs. Park, Holcomb, Taylor.

Counties and Townships—Messrs. McCormick, Brown, Horton.
Education and Public Schools—Messrs. Bastone, Gilbert, Sabin.
Engrossment and Enrollment—Messrs. Boughner, Porter, Fleshien.
Executive Business—Messrs. Gilbert, Benson, Porter, Wilkinson, Milnes.
Federal Relations—Messrs. Crocker, Sharp, Morse.
Finance and Appropriations—Messrs. Gilbert, Mugford, Miller, Milnes, Horton.
Fisheries—Messrs. Park, Bastone, Wheeler.
Geological Survey—Messrs. Sharp, Bastone, Stevens.
Horticulture—Messrs. Porter, Miller, Garvelink.
House of Correction Marquette—Messrs. Benson, Beers, Weiss.
Immigration—Messrs. Bastone, Miller, Wheeler.
Industrial Home for Girls—Messrs. McCormick, Smith, Morse.
Institution for the Deaf and Dumb—Messrs. Wilcox, Smith, Wilkinson.
Insurance—Messrs. Smith, Beers, Fleshien.
Judiciary—Messrs. Wisner, Crocker, Doran, Prindle, Taylor.
Labor Interests—Messrs. Miller, Sharp, Brown, Park, Fleshien.
Liquor Traffic—Messrs. Boughner, Doran, Horton.
Lumber Interests—Messrs. Crocker, Holcomb, Morse.
Mechanical Interests—Messrs. Porter, Smith, Prindle.
Military Affairs—Messrs. Holcomb, Sharp, Withington.
Mining School and Mining Interests—Messrs. Miller, McCormick, Stevens.
Normal School—Messrs. McCormick, Benson, Wilkinson.
Printing—Messrs. Boughner, Brown, Morse.
Public Buildings—Messrs. Beers, Boughner, Wheeler.
Public Health—Messrs. Wilcox, Park, Sabin.
Public Improvements—Messrs. Brown, Milnes, Garvelink.
Public Lands—Messrs. Mugford, Gilbert, Stevens.
Railroads—Messrs. Doran, Crocker, McCormick, Toan, Wheeler.
Reform School—Messrs. Benson, Holcomb, Weiss.
Reformatory at Ionia—Messrs. Smith, Holcomb, Sabin.
Religious and Benevolent Societies—Messrs. Brown, Sharp, Toan.
Roads and Bridges—Messrs. Holcomb, Porter, Horton.
Rules and Joint Rules—Messrs. Gilbert, Mugford, Withington.
Saline Interests—Messrs. Mugford, Wisner, Taylor.
School for the Blind—Messrs. Beers, Wisner, Weiss.
Soldiers' Home—Messrs. Boughner, Brown, Withington.
State Affairs—Messrs. Sharp, Porter, Stevens.
State Library—Messrs. Porter, Mugford, Prindle.
State Prison—Messrs. Wisner, Mugford, Prindle.
State Public School—Messrs. Sharp, Beers, Fleshien.
Supplies and Expenses—Messrs. Miller, Smith, Horton.
University—Messrs. Doran, Wisner, Withington.
 The committee appointed to act conjointly with a like committee from the House to wait upon the outgoing and incoming Governors, reported that they had as yet been unable to meet the House committee and desired further time.

Such request was granted.

Mr. Beers offered the following resolution:

Resolved by the Senate (the House concurring), That the State Printer be instructed to forward one copy of the daily Journal to each

daily and weekly newspaper published within the State, and to each State officer, or member of State commission, supreme, circuit and probate judge, county clerk, county treasurer, and register of deeds, prosecuting attorney, and circuit court commissioner, and to each public library, and that the amount of postage stamps furnished by the postmaster at Lansing for the payment of postage on such copies of said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State Printer, showing that such stamps have been *purchased and used only* for the payment of postage on *said copies* of said Journal hereby ordered to be distributed;

Which resolution was adopted.

Mr. Wheeler offered the following resolution:

Resolved, That a committee of three be appointed to confer with the House in regard to the mode which shall be taken in reference to the selection of a suitable person to act as Postmaster and Assistant-Postmaster;

Which resolution was adopted.

The President appointed as such committee Messrs. Wheeler, McCormick and Mugford.

The committee appointed to wait upon the outgoing and incoming Governors reported that they had performed that duty, and that the Governor requested that the Senate and House of Representatives meet them in joint convention at 11 o'clock A. M.

Report accepted and committee discharged.

Mr. Milnes offered the following resolution:

Resolved (the House concurring), That the Senate and House meet in joint convention at 11 o'clock A. M. sharp to receive any communication from the outgoing and incoming governors which they may be pleased to present;

Which resolution was adopted.

On motion of Mr. Wisner,

The Senate took a recess of ten minutes.

AFTER RECESS.

The Senate met and was called to order by the President.

Roll called: a quorum present.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 8, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That a committee of three from the Senate and three from the House be appointed to wait upon the Judges of the Supreme Court and the State officers, and invite them to attend a joint convention to be held in this House at 11 A. M., January 8, 1891;

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

On motion of Mr. Doran,

The resolution was concurred in.

Mr. Milnes offered the following resolution:

Resolved, That a committee of three be appointed by the Senate to meet a like committee from the House and inform the outgoing and incoming Governors that the Senate and House of Representatives are ready to meet them in joint convention;

Which resolution was adopted.

The President thereupon announced as such committee, Messrs. Milnes, Boughner and Garvelink.

The President announced Messrs. Bastone, Holcomb and Withington as a committee to wait upon and invite the Judges of the Supreme Court, and the State officers to be present at the joint session of the Senate and the House of Representatives.

The committee appointed to inform the outgoing and incoming Governors that the Senate and House of Representatives were ready to meet them in joint convention, returned after a brief absence and reported that they had performed that duty, and asked to be discharged.

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate proceeded to the Hall of the House of Representatives to meet the House in joint convention.

The Senate returned to the Senate chamber and was called to order by the President.

The President announced that the Senate had met the House of Representatives in joint convention and had listened to the messages of the retiring Governor Hon. Cyrus G. Luce and of His Excellency, Governor Edwin B. Winans.

[For proceedings in joint convention see House Journal.]

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, Jan. 8, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following, concurrent resolution:

Resolved (the Senate concurring), That when the House adjourns today (Jan. 8.) it stands adjourned until Tuesday, the 13th, inst. at ten o'clock a. m., in order to give the presiding officers time to make up the various committees;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

Mr. Taylor moved the adoption of the resolution.

Mr. Milnes moved to amend the resolution by striking out the word "Monday" and inserting in lieu thereof the word "Tuesday;"

Which motion prevailed.

Mr. Taylor moved to amend the resolution by striking out the word "House" and inserting in lieu thereof the word "Legislature."

Mr. Milnes called for the yeas and nays.

The amendment was not adopted, the vote being as follows:

YEAS.

Mr. Beers	Mr. Crocker	Mr. Morse	Mr. Smith	
Boughner	Horton	Prindle	Taylor	
Brown	Milnes	Sabin	Weiss	12

NAYS.

Mr. Benson	Mr. Holcomb	Mr. Porter	Mr. Wheeler	
Doran	McCormick	Sharp	Wilcox	
Flehiem	Miller	Stevens	Wilkinson	
Garvelink	Mugford	Toan	Wisner	17
Gilbert				

Mr. Milnes moved that the Senate concur in the concurrent resolution as amended.

Mr. Milnes called for the yeas and nays.

The motion then prevailed, the Senators voting as follows:

YEAS.

Mr. Benson	Mr. Garvelink	Mr. Mugford	Mr. Toan	
Beers,	Horton	Prindle	Weiss	
Boughner	McCormick	Sabin	Wilcox	
Brown	Miller	Smith	Wilkinson	
Crocker	Milnes	Stevens		
Flehiem,	Morse			21

NAYS.

Mr. Doran	Mr. Porter	Mr. Taylor	Mr. Wisner	
Holcomb	Sharp	Wheeler		7

Mr. Weiss offered the following concurrent resolution:

Resolved (the House concurring), That when the Senate adjourn today it adjourn until Monday next, at 10 o'clock A. M.

Which resolution was not adopted.

On motion of Mr. Doran,

The Senate took a recess until 3 o'clock P. M.

AFTERNOON SESSION.

The Senate met and was called to order by the President.

Roll called: a quorum present.

The President announced Messrs. Wisner, Gilbert and Wheeler as the committee to assign rooms for the use of the various committees.

The President of the Senate made the following announcement:

Under the resolution of the Senate I hereby assign desks to reporters of the daily press as follows:

- | | | |
|----------|----|------------------------|
| Desk No. | 1. | Associated Press. |
| " " | 2. | Detroit Journal. |
| " " | 3. | Detroit Free Press. |
| " " | 4. | Detroit Tribune. |
| " " | 5. | Grand Rapids Democrat. |
| " " | 6. | Detroit News. |

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 8, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That the two Houses meet in joint convention at the hall of the House today (January 8) at 11 P. M. for the purpose of receiving the address of the retiring Governor His Excellency Gov. Luce and the inaugural address of His Excellency, Gov. E. B. Winans, and that at such joint convention the State officers and the members of the Supreme Court in the city be invited to seats;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

Received and laid on the table.

The committee appointed to report the number of regular and special committees requiring clerks reported as follows:

Your committee appointed to report the number of regular and special committees of this Senate requiring clerks,

Respectfully report that they have had the same under consideration and have directed me to report to the Senate, recommending that the following named committees be authorized to appoint clerks:

1. Finance and appropriations, 1 clerk.
 2. Judiciary, 1 clerk.
 3. Cities and villages, 1 clerk.
 4. State affairs and supplies and expenses, 1 clerk.
 5. Railroads, fisheries, 1 clerk.
 6. Counties and townships, liquor traffic, roads and bridges, 1 clerk.
 7. Education and public schools, insurance, labor interests, 1 clerk.
- In which recommendation your committee request the concurrence of

the Senate and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Which report was adopted.

Mr. Milnes introduced the following concurrent resolution:

Resolved (the House concurring), That when the Legislature adjourns today it stand adjourned until Monday, the 12th inst., at 8 P. M.;

Which resolution was adopted.

Mr. Taylor introduced the following resolution:

Resolved, That the Committee on Finance and Appropriations be and is hereby directed to ascertain and report to the Senate the number of miles of travel for which each member, officer and employé will be entitled to draw mileage;

Which resolution was adopted.

Mr. Milnes moved that the Senate proceed with the regular order of business;

Which motion prevailed.

Mr. Milnes gave notice that on some future day he would ask permission to introduce

A bill to amend the general railroad law, relative to consolidations, being Sections 29 and 30 of Article II, of the act entitled, "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State."

Mr. Crocker gave notice that on some future day he would ask leave to introduce a

Joint resolution in reference to amending Section 12 of Article 6 of the Constitution of this State so as to allow the election of the clerk of the Supreme Court by the people, and to provide for the submitting of said amendment to the people or electors of this State at the spring election of 1891.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 8, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return the following concurrent resolution:

Resolved (the House concurring), That when the Legislature adjourns today it stand adjourned until Monday, the 12th inst., at 8 P. M.;

Which has passed the House by a majority vote of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

On motion of Mr. Milnes,
The Senate adjourned until Monday, January 12, at 8 o'clock P. M.

Lansing, January 12, 1891.

The Senate met and was called to order by the President.
Religious services by Rev. C. H. Beale.
Roll called: quorum present.
Absent without leave: Messrs. Crocker, Doran, Garvelink, Morse, Prindle, Wheeler and Withington.
Mr. Milnes moved that all absent Senators be excused for the evening,
Which motion prevailed.
The President announced the following appointments:

SENATE CHAMBER, }
Lansing, January 12, 1891.

To the Senate:

I hereby make the following appointments in pursuance of the authority given me by the Senate:

Janitor—August Niedermeier, Monroe.
First Assistant Janitor—L. D. McElroy, Kalamazoo.
Second Assistant Janitor—John L. Jordan, Coldwater.
Third Assistant Janitor—Max Wolfson, Port Hope.
Keeper of Document Room—G. O. Curtis, Niles.
Keeper of Committee Rooms—Michael Doran, Flint.
Assistant Keeper of Committee Rooms—Stephen Vanatten, Mt. Morris.
Keeper of the Cloak Room—Geo. W. H. Hill, Detroit.
Janitress—Mrs. Mary H. Glendenning, Detroit.
Messenger for the President—George Crocker, Flint.
Messengers for the Senate—Mack Sackrider, Hart; D. T. N. Beers, Stevensville; Julius Brown, Detroit; Alex. Cohen, Detroit; A. B. Bragdon, Monroe; James Perrin, Saginaw.
Messenger for the Governor—James M. Harris, Pinckney.
JOHN STRONG,
President of the Senate.

The Secretary announced the following appointments:

SENATE CHAMBER,)
Lansing, January 12, 1891.

To the Senate:

Pursuant to authority given me by the Senate, I hereby make the following appointments:

Bill Clerk, Justus G. Lamson of Monroe.
Messenger, Frank Ransom, of Kent.

ALFRED J. MURPHY,
Secretary of the Senate.

The President announced that the oath of office would now be administered to certain officers of the Senate.

Justus G. Lamson, Bill Clerk by appointment, and Mrs. Jennie M. Pyne, Assistant Engrossing and Enrolling Clerk elect,

Then came forward, took and subscribed the constitutional oath of office, and entered upon the discharge of their duties.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 8, 1891. }

To the President of the Senate:

Sir—I am instructed by the House to inform the Senate that the House has concurred in the request of the Senate for a joint committee to be composed of three members from each House to whom shall be referred the method to be pursued in the selection of a Legislative Postmaster and Assistant Postmaster;

And further, to inform the Senate that Messrs. C. C. Fitch, Tripp, and A. A. Smith have been appointed as such committee on the part of the House.

Very respectfully,
LYMAN A. BRANT,
Clerk of the House of Representatives.

Received and laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 8, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the accompanying messages of the retiring Governor and the Governor this day delivered to the two houses in joint convention.

Very respectfully,
LYMAN A. BRANT,
Clerk of the House of Representatives.

Received and laid on the table.

The following are the messages:

Gentlemen of the Senate and House of Representatives:

Although no longer discharging the duties or assuming the responsibilities of the Executive Office, I am, by the provisions of the Constitution, required to give to you information by message of the condition of the State, and to recommend such measures as are deemed expedient; and in discharging this duty I shall confine myself more particularly to giving to you such information as four years of close and intimate relations with the affairs of State and its institutions have enabled me to obtain, leaving the recommendations largely to my successor, who is for the next constitutional term to share with you the responsibilities of the laws enacted, and to discharge Executive duties.

You assemble under pleasant and favorable auspices. A kind Providence has smiled upon the efforts of all, during the last year. As a rule our people have enjoyed that choicest of earthly blessings—good, robust health. The fields have yielded bounteously to the touch of the husbandman. Gold, copper and iron mines have given forth bountifully of their buried treasures, and there is a constant increase in the product of the salt wells.

For all of these, and many other blessings, we are devoutly thankful to an all-wise, ever kind, overruling Providence.

INDEBTEDNESS.

For some years ample provision has been made for liquidating the bonded debt, but as all of the bonds had not matured, they were not paid up until within the last year. And now for the first time in our history, we can with pride declare that the last dollar of this class of indebtedness has been paid; the last bond issued by authority of the Legislature has been cancelled. It is true that the State is indebted to the trust funds, consisting of primary school, Normal school, University and Agricultural college. This has been accumulating since the year 1845. Previous to that time the Superintendent of Public Instruction was authorized to loan the money upon real estate security, but through these loans losses were incurred and the Legislature at that early period provided that the money should remain in the treasury and the State become a debtor to these various funds. That policy has been continued from that time until this, and every year through sales of lands and payments for lands previously sold, the fund has increased until now it is over \$5,000,000, most of which is drawing interest to the fund at the rate of 7 per cent.

Sufficient amount received from specific taxes was early set apart for the purpose of paying the interest on these funds, and it has always been sacredly devoted to that purpose. The balance of the receipts from specific taxes was devoted to the payment of interest and principal upon the bonded debt, and when the bonds were paid the remainder of the specific taxes, after paying the interest upon the trust funds, is distributed to the several school districts of the State, towards defraying the expenses of the common schools. There is now paid into the treasuries of these school districts about \$900,000, per annum, derived from specific taxes.

Of course the money derived from the sale of lands will not increase

as rapidly in the future as in the past, because the greater portion of the lands have already been sold.

The present system having been the established policy, for so many years, it is not now thought best to change it, although as an original proposition it might be wise to do so.

ELECTIONS.

All patriotic citizens desire to protect the absolute purity of elections. They desire every opportunity given for each voter to cast his ballot without fear, favor, or other improper means being used to influence him in the discharge of this important duty. Every safeguard should be thrown around the voter to enable him to cast his vote in accordance with his conscience and judgment. To aid in accomplishing this purpose the Legislature of 1889 passed an act prescribing the manner of conducting elections in this State. It is believed that this law has been of value to the voter. The Supreme Court has passed upon and confirmed its constitutionality. It is believed that the main features of the law meet with the approval of the people. It has certainly rendered the use of money at the polls more difficult and hazardous. Some slight amendments should be made to the act. The voter should be required to remain in the booth at least one minute. Some provisions should be made for more rapidly canvassing the ballots. In some states provisions are made for counting as fast as the votes are placed in the box by changing boxes once an hour, so that when the polls are closed the ballots are all counted. It is believed that this would prevent a plan some times adopted, of holding back election returns in some localities until the results in other places are known.

And again, the circulation of tickets at the polls outside the booths should be absolutely prohibited. In many election precincts these measures are not required, but the citizens of such localities will willingly incur some trouble and expense in order to insure the purity of election in places where they are needed.

All of these precautionary measures are recommended in the interest of honest elections, and are submitted to your candid, deliberate judgment for consideration.

TEMPERANCE LEGISLATION.

The Legislature of 1889 passed two very important bills relating to the manufacture, taxation, regulation and prohibition of the business of manufacturing, selling or keeping for sale intoxicating, spirituous or brewed liquors. What is known as the Local Option law has been declared by the Supreme Court, constitutional. No amendments to this act are required. It furnishes counties, who so desire, an opportunity to prohibit the manufacture and sale within their jurisdiction. Van Buren county is the only one that has thus far availed itself of the rights given by this law. There, by a vote of the people, its provisions were adopted and the traffic is now prohibited in that county.

The decision of the Supreme Court was rendered but recently, and it is believed that in this is found the reason why other counties have not called elections under the provisions of the Local Option law.

Another law was passed increasing the tax upon the sale of malt or

brewed liquors, from \$300 to \$500, making the tax the same as upon spirituous liquors. One of the reasons for this increase was found in the belief that the law was evaded and spirituous liquors sold under the malt or brewed liquor tax. A mistake was made in enrolling the bill, and certain provisions were omitted from the enrolled bill, and for this reason the entire act was declared unconstitutional by the Supreme Court; and I urge upon your attention the propriety of re-enacting the provisions that should have been enrolled in the law of 1889. The same reasons exist now that existed two years ago why this should be done. The evils of intemperance are such that I doubt not this Legislature will, like its predecessor, desire to enact such laws, and adopt such measures as shall reduce these to the minimum.

DISCIPLINE IN STATE PRISONS.

Not only the law but the necessities of the case require the wardens of the State prisons to enforce discipline. Were it otherwise the prisoners might control the prisons and the wardens be subject to their will. Convicts are sentenced to hard labor, and the wardens are directed to enforce the sentences of the courts, and both the legislature and the people require them to do this in the most humane manner possible; and for the purpose of enacting this humane sentiment into the laws of the State, the Legislature in 1875 prohibited punishment by showering with cold water, or whipping with a lash on the bare body. This proviso was enacted because the lash frequently left scars upon the back, and I believe it has been faithfully observed by all our wardens since its enactment. But it has been construed by wardens, legislative committees, and by all the Governors since the enactment of the law, that this did not prohibit, on extreme occasions, the use of the flat strap. The instructions given have been to enforce discipline with the least possible severity. But a case has arisen in the United States Court for the Western District of Michigan, that renders it necessary for the Legislature to more clearly define its meaning in declaring that the lash should not be used.

A very turbulent, fighting convict was strapped in the Ionia House of Correction, for gross and violent conduct, and he claims to have suffered material injury, not directly through the punishment, but by an accident that occurred during the punishment. Upon his release at the expiration of his term, he went to Indiana and commenced suit against the State of Michigan, through the warden of the Ionia House of Correction, for damages. Believing that much importance attached to this decision, in the general discipline of the prisons, the case was defended, but a verdict was rendered against the warden for something over \$1,300. The punishment was not inflicted by the Warden himself, but by a subordinate, and it is believed that under no circumstances could the Warden be held personally liable or responsible, and the expenses of the suit were audited and paid by the board, as the suit was virtually against the State.

This is referred to in order to impress upon your minds the importance of defining the meaning of the statute referred to.

CITY AND VILLAGE CHARTERS.

Much valuable time is given by the Legislature to the granting and amending of city and village charters. In 1887 there were 98 bills

passed for these purposes; in 1889, 71 bills were passed. I desire to urge upon your attention the propriety and possibility of passing a general law for the incorporation of cities and villages and for amending their charters. If they were classified and certain authority given to cities of the first class embracing a population of a given number, and then for cities of the second class with a population of a given number, and for the third class in the same way; then again for villages of the first, second and third class, it would certainly be in the interest of economy and save much of the time of legislators.

BUILDING AND LOAN ASSOCIATIONS.

These have been in active operation in many States of the Union, for years. They have proved of great benefit to the wage earners in different states in our own, as well as in foreign countries. They are of more recent origin in Michigan. In 1887 the Legislature passed an act authorizing their incorporation in this State. Through the encouragement extended by the act, many associations have been formed. Through these, homes have been secured for a large number of our toiling population.

In 1889, for the purpose of further encouraging these associations, and for the purpose of avoiding in this case double taxation, an act was passed exempting from taxation, certificates of stock and all mortgage or other securities held by such associations. This was intended to apply solely and alone to the corporations that were established for the benefit of those referred to. But perhaps because of this exemption associations have been organized and are maintained for the purpose of investment by capitalists, believing that here was a good field where they could safely invest their funds. The question as to whether this is authorized by the act has never been passed upon by competent authority; but if it can be done, the law ought to be amended so as not to exempt this class of investment from taxation.

They are doing something in the nature of a banking business with paid up stock; that is, sufficient amount is paid in at one time to earn the face value of the stock within a given period, and the law should certainly provide for taxing this class of securities, and no complaint is likely to be made because of this amendment.

The same rule of taxation ought to prevail in such cases as is provided for the taxation of bank stock. The reasons for exempting the stock of those who have but a small fraction of it paid for, do not exist where paid up stock is issued.

Then again building and loan associations of all kinds ought to be placed under official examination, so that not only the stockholders but the public may know their exact condition the same as they do the condition of State and national banks. And I recommend that the law be so amended as to tax the investments in these associations where the purpose is for investment only, and that all of them be placed under the examination of the Bank Commissioner of the State. It is believed that there is a general desire on the part of the officers of the several associations to have this done.

There are a large number of building and loan associations organized in other states who are operating in this, and I commend to your careful consideration the subject of providing some security for stock-

holders here. We do in case of insurance companies and the magnitude of the business being transacted justifies your consideration.

COLLECTION OF DELINQUENT TAXES.

A change in the method of collecting taxes on lands returned to the county treasurer, is commended to your very careful consideration. It is a question that has been much discussed for years, and there seems to be a growing demand for the change.

I can conceive of no good reason for the return of these lands by the County Treasurer to the Auditor General, and by the Auditor General returned to the County Treasurer for sale. I cannot believe that more errors would be committed by having the sale made directly by the County Treasurer, as it is in most of the other states, than under our present system. More errors are made in the return to the supervisor and in the assessment than in any other way, and their going to the Auditor General does not correct these errors. The present system adds largely to the expense. Now the taxes may be paid to the Auditor General or the County Treasurer. Under the change they must necessarily be paid to the latter alone, but this need not embarrass.

If the method is changed, great care should be taken in adjusting the collection of taxes in the newer counties, where so large a per cent is returned delinquent.

SWAMP LANDS.

The questions in controversy to the title to some of these lands between the general and State governments, have not, as yet, been adjusted. The bill is still pending in the House of Representatives which provides for refunding to the State \$1.25 per acre for all the lands that were withheld from patent by the general government that the courts have so generally decided belonged to the State.

Two years ago I called the attention of the Legislature to the fact that suits were pending in the Ingham county circuit, to maintain the title of the State to something more than one hundred thousand acres of these disputed lands that were granted to railroad companies and still held by them; and also to a suit that had been brought in the same court to set aside certain patents that I believed were mistakenly issued. One of the suits against the Flint & Pere Marquette Railroad, and the suit brought to set aside the patents referred to, have been decided by the court in favor of the State, and I think both of them have now gone to the Supreme Court for decision.

I repeat what I said in relation to the importance of adjusting these claims, and I very respectfully refer you to the more complete statement then made of the questions involved, and still urge the prosecution of these cases for the same reasons that were then assigned.

FORFEITED RAILROAD LANDS.

In 1856 Congress granted large tracts of lands to aid in the construction of certain railroads in the Upper Peninsula of Michigan. Some of these roads have not been constructed. And March 2, 1889, Congress passed an act forfeiting the unearned lands. June 15, 1889,

a joint resolution was passed by the Legislature authorizing and empowering the Governor to relinquish the claim of the State to such, forfeited lands. The duty was at once entered upon and prosecuted with diligence. But much difficulty was met in identifying the lands.

The Land Office and the office of Secretary of State are the only custodians of the records, plats, maps, etc., of State lands. These offices hastened the work as rapidly as possible, and on the 26th day of September, 1889, a quit-claim was executed to each individual description as furnished me by the Land Office. With some few exceptions I believe the quit-claim embraces all the lands forfeited, and no others.

GETTYSBURG MONUMENTS.

In 1887 the Legislature appropriated \$20,000 for the erection of monuments on the Gettysburg Battlefield to the memory of the several Michigan regiments and companies who participated in that historic conflict. In 1889, \$8,000 was appropriated for the proper dedication of the monuments. The monuments were completed by the Commission appointed, turned over to the Governor and by him transferred to the Gettysburg Monument Association on the 12th day of June, 1889. The monuments erected compare favorably with those erected by any other state. They mark the location where our cavalry, infantry and artillery were located. They were completed, dedicated and a record of the erection, deeds of the soldiers who fought on that memorable field, as well as descriptive of the monuments themselves, was published from the appropriation.

The Commission, in the discharge of their trust have done it with such fidelity that they have erected a monument to their own honor. A full report is on file in the executive office.

INDETERMINATE SENTENCES.

The Legislature in 1889 enacted a law known as the Indeterminate Sentence act. It provided for the sentencing of violators of the law to prison, without fixing the term of confinement; but provides that no one should be discharged until serving the minimum provided by law, nor be kept beyond the maximum. Several have been sentenced under the provisions of this act, but I think very few have been discharged on parole, so that we cannot as yet determine what its results may be. I believe that no amendment to the law is desirable.

APPEALS TO THE SUPREME AND CIRCUIT COURTS.

Through commendable diligence, the Supreme Court has thus far been able to keep up with the cases presented to it for adjustment, but the rapid increase from term to term admonishes us that the time is not far distant when relief for this court must be sought.

It is difficult even now to give some of the important cases all the attention that the interests involved require. There are many cases of trivial importance coming to that court where even the winning party is a loser by bringing his case to the Supreme Court for decision. These are sometimes carried up out of spite or malice; sometimes possibly for the purpose of securing delay. There is also an increase in the number of cases that are brought up on a mandamus or other writs, to compel

officers to discharge frequently their most direct and simple duty. I believe in the interests of litigants and the public the court appreciates the great importance of clearing its calendar every term, and it has worked with great industry to accomplish this purpose.

In the interest of the people, as well as the court, I earnestly recommend an amendment to the law of appeals; so that no case where constitutional rights and personal liberty are not involved, shall be appealed to the Supreme Court from the circuit court when the judgment in the court below shall not be more than \$200. The propriety of this recommendation must be apparent when it is known that cases involving \$5 are brought to the attention of the Supreme Court, and I sincerely hope that this relief may be afforded that high tribunal.

And right along this line I desire to recommend an amendment to the law of appeal from justices' courts in certain cases; and I am encouraged to make this recommendation with a greater confidence because the late lamented Judge James V. Campbell in an address delivered a few years before his death, after nearly 30 years' service on the bench of the Supreme Court, commended the same idea in his clear, strong, vigorous language. In speaking of the appeals from justices' courts, he says:

"Where from the nature of things the cost of controversy will go beyond any possible gain from it, there is much harm done by continued litigation. If small cases, involving no important principal, have once been fairly tried, any further pursuit tends only to injure the public tranquility and burden the public treasury as well as the means of the litigants. Persons of small means are often injured and some times ruined by prolonged legal action and whether right or wrong they can do but very little against the wealthier opponent who will not be seriously hurt, though defeated on appeal. There are small cases which represent important principals that should be settled by courts of last resort. Such cases can be easily provided for by requiring leave to appeal, which is always done in cases of certiorari."

These suggestions made by one so thoroughly competent to treat the question, ought certainly to carry weight with legislators. And now when efforts will be made to create new judicial districts, the question of relief by prohibiting appeals where sums involved do not exceed \$50, is worth considering.

THE WORLD'S COLUMBIAN EXPOSITION

is to be held in Chicago in 1893. It will be a marked event in the progress of American civilization. As a financial investment alone our State ought to be well represented at Chicago; and for the purpose of insuring such representation it will be necessary for the Legislature to make ample provisions therefor at the present session.

I suggest that the Governor be authorized to appoint four commissioners to take charge of the several exhibits in their special lines. One commissioner should be appointed to represent agriculture, another the manufacturing, another the mining, and another the educational interests of the State; and in doing this it will be well to follow the method adopted by the act of Congress providing for national commissioners. That provided that they should be appointed in equal numbers from the two leading political parties of the country; and this policy has been universally acquiesced in.

In providing for the appointment of commissioners an ample appropriation of money must be made to enable them to make creditable exhibits in their several departments.

THE GRAND ARMY ENCAMPMENT.

Through a great effort on the part of many leading citizens of the State, the next encampment will be held in Detroit, in August, 1891. There is no other association that brings together so large a number of veterans of the war, as well as citizens generally, as this encampment. It has been held in a dozen or more different states. A large amount of money is expended in making preparations for entertaining the delegates. You will be asked to appropriate \$50,000 from the State treasury as a contribution to the expenses which are estimated to amount to \$105,000. The subject will be presented to you by a committee appointed for that purpose, who will make known the reason for action on your part.

GOVERNMENT BUILDINGS.

Congress has appropriated \$100,000 for the erection of a public building in Lansing. It has been located on the corner in front of the capitol. Before proceeding further it will be necessary for the State to cede jurisdiction over this grant to the United States, and I commend early action upon this subject. And, inasmuch as Congress is frequently making appropriations for public buildings and improvements in the State, I recommend a passage of a general law ceding jurisdiction whenever and wherever Congress shall provide for the erection of buildings or for making improvements. As our sessions are only biennially held delays are often made necessary because no step will be taken in the construction until jurisdiction is ceded.



THE UNIVERSITY.

The many excellencies and world wide reputation of this institution have brought to its halls a rapidly increasing number of students. Four years ago it numbered 1,580, and it was then believed, by those most familiar with its workings, that it might possibly in the course of years secure to itself 2,000 students. But now to the surprise of its warmest friends it has under instructions 2,400; an increase of 50 per cent in four years. This condition requires thoughtful care and wise action on the part of the Legislature, as well as the Board of Regents.

We can discover no reason why, if the present policy is continued, this increase in the number of students may not continue. And if this shall be the case, provisions must be made for their accommodation, if the University maintains its well established reputation.

The Regents are under the circumstances entitled to great credit for the exercise of economy in their estimates for the ensuing biennial period. They ask for 1891, \$100,325; for 1892, \$97,200, making a total of \$197,525. This is \$9,264 less than the appropriations two years ago.

It is not easy to see how they can take care of the number of students they now have with anything less than the amount asked for.

An appropriation was made two years ago of \$50,000, upon condition that the city of Ann Arbor would raise \$25,000, for the purpose of

erecting a hospital. The building has not been completed, as plans were not agreed upon until some time during last summer. It was very difficult to find an architect who could submit plans for the building that would meet the demands, within the appropriation.

Not only the medical department of the University and the students are interested in this hospital, but many afflicted and unfortunate citizens of the State. In the University hospital they receive the best of medical and surgical treatment without charge. Counties find it to their interest to send those to the University hospital for treatment who are thrown upon them for support by reason of disease. When the hospital is completed it is expected that the dental department will take possession of the present buildings used for the hospital. In this, a wise economy, humanity, and the education of medical students, all unite in requiring an early completion of the hospital.

There is a limit to the number of students that can properly be educated in a single institution like our University. What that limit is, I know not, but I modestly suggest that some change in the policy may possibly be wise. About one-half of the students come from other States; and it certainly seems to me that an increase in the tuition charged these foreign students will inflict wrong upon no one, although it may possibly, to some extent, check the increased attendance. I cannot believe that it would work harm to the Michigan University.

NORMAL SCHOOL.

This institution is in excellent condition. It will require no special appropriation except for current expenses and repairs. An appropriation of \$90,920 is asked for the biennial period. Your attention may, however, be called to the necessity of drainage because it certainly exists.

AGRICULTURAL COLLEGE.

Early last spring the Botanical laboratory connected with this institution, was destroyed by fire, with nearly all of its contents. The loss of the latter was keenly felt by Professor Beale who had accumulated a large amount of valuable material which could not be removed from the laboratory. The Board of Agriculture ask for an appropriation of \$10,000 to rebuild the laboratory. Including this they ask a total appropriation of \$52,620 for 1891 and 1892. The detailed estimate will be furnished by the board.

MINING SCHOOL.

This is the youngest of all our State institutions. It was established in 1885, but the appropriation for the erection of buildings was not made until 1887. They have constructed the best of all our State buildings, but with the increased number of students they require more room, and ask for an appropriation of \$98,900 for 1891, and \$37,700 for 1892, making a total of \$136,600, for construction, equipment and current expenses. The Mining School is one of our important educational institutions. I believe it to be located in the right place. Construction, teaching and other expenses are all higher at Houghton than they are on this

side of the Straits. They have now students, and it will be seen the estimated requirements, per capita, is very large, and I doubt not they will receive careful attention at your hands.

SCHOOL FOR THE BLIND.

That there is no material increase in this institution is a source of gratification. It indicates that one class of unfortunates is not on the increase. Great progress is made by most of the pupils who follow the course of study. No appropriations are asked for except current expenses, including repairs; and for these they ask for \$46,340 for the biennial period. It is almost exactly the same as was expended for the years 1889 and 1890, and I have no doubt that it will be required to meet the demands.

MICHIGAN SCHOOL FOR THE DEAF.

This institution is in excellent condition. Its accommodations are ample; its percentage of increase in pupils, small. The progress made by them in education and handicraft is very gratifying. It asks appropriations for only current expenses and repairs, including a large amount of painting, which ought to be done: For 1891, \$58,000; for 1892, \$56,859, making a total of \$114,859 for the two years. This is \$14,400 less than appropriated two years ago.

THE SOLDIERS' HOME.

In 1889 Congress passed a bill appropriating \$100 per annum for each veteran maintained in Soldiers' Homes provided by states; but just before the adjournment the law was amended, providing for the payment of one-half of the current expenses incurred by states in caring for the soldiers in homes provided for them. When the appropriation was made for the support of the Home by the Legislature in 1889, the estimates were based upon the expected receipt of one-half of expenses from the government, according to the law of Congress. But as there was not sufficient amount of money appropriated to meet the expenses incurred of all the homes, under the bill, only \$70, some \$15 per capita less than one-half of the expenses, was paid to the Home. But even if this reduced amount had been promptly paid by the government our Home could have been maintained without a deficiency; but based upon this reduced sum there is a balance due our Home of \$9,969.77, that ought to have been paid to us the first of July, 1890.

Largely on account of this a debt was incurred. The inmates must be fed, clothed and receive medical treatment, and it was necessary to borrow a sum of money to meet the emergency. This was done and individuals placed their names to a note to bridge over the chasm. Another deficiency was occasioned because of difficulty in finding a solid foundation for the construction of the hospital, for which an appropriation was made two years ago, and I very respectfully ask this Legislature to appropriate, as early as possible, the sum of \$10,000, in order to pay off this individual indebtedness. I have written Gen. Franklin, who has charge of the payment of this appropriation, urging him to balance the account due last July, and have recently received

a letter from him saying that he cannot do it until an appropriation is made by Congress to meet the deficiency.

If thought desirable in making the appropriation now asked for, provisions may be made for paying that sum when received into the State Treasury to reimburse the State for the money that should be appropriated.

The Soldiers' Home Board ask for an appropriation of \$177,000 for the biennial period. Nearly all of this is for current expenses, with an added amount for still further fitting the grounds. Under the present law we are now receiving at the rate of \$100 for each soldier supported, but this is of doubtful continuance as the last two years has taught us; and it is thought better to appropriate the entire estimate required to defray the expenses and then provide that any amount received from the general government shall be placed in the treasury to balance so far as it will the amount appropriated. The Home must have money monthly to defray its expenses. The State can better afford to wait upon government than the Home can, and I trust that this plan will be adopted.

STATE PUBLIC SCHOOL.

This institution asks for \$35,000 for 1891, and \$34,608 for 1892. A detail of which will be found in the report. No new buildings are required. The sums asked for are for current expenses and repairs. No amendment to the law is suggested. The school is doing a noble work in passing children from no homes and bad homes, into good ones.

THE REFORM SCHOOL.

This institution is in splendid condition. An appropriation was made two years ago for the purpose of rebuilding and enlarging the capacity of the school. This has been constructed and is now nearly completed. It is one of the best in its construction and most commodious of our public buildings, and will be finished and equipped within the appropriation. There are, each year, more and more boys sent to the Reform School. Each year more and more are placed out in homes and discharged, but still there is a gradual increase.

The law of 1889 which provides that boys may be sent to the Reform school and girls to Adrian for non-attendance at school, has sent within the last two years, 18 boys to the Reform School. I cannot believe that for neglecting to attend school a boy ought to be sent to the Reform School, if that is his only fault, and I very respectfully suggest an amendment to the act of 1889, by striking out the first subdivision of section 3, act 218.

The true policy is to keep all the boys out of the Reform School that we can, and it is believed that most of the agents of the Board of Corrections and Charities make a sincere effort to do this.

They ask for an appropriation of \$56,000 annually for current expenses, and \$7,000 for repairs. There has been an increase as stated, of boys in the school and the estimates for current expenses are based upon larger numbers than have been maintained for the last two years, and the appropriation asked for will doubtless be required to meet the demands.

INDUSTRIAL HOME FOR GIRLS.

The Board ask for an appropriation of \$73,624 for current expenses for the next two years. They ask for \$2,000 to purchase an adjoining piece of land, and \$12,000 for the erection of a school house. The estimates for current expenses will doubtless be required; economy requires the purchase of the land. While their school accommodations are not all that could be desired, it is more than possible a system of ventilation for the four school rooms in the basement may be adopted; and it is certain that they may be warmed and obviate the present difficulty of receiving the heat over their heads. I think this might be done for a small sum and add to the comfort of the school room. Two of the classes are taught in the rooms above, and are conveniently and comfortably located. The business of the Home is well conducted and economy exercised.

I think some amendments to the law ought to be made. Under the present law mischievous, roguish or lawless girls may be sent to that institution between the ages of 10 and 17 years; and they are to be sentenced until they are 21 years of age.

I do most earnestly recommend that the law be amended so that no girl be kept in the Home after nineteen years of age. Nor ought any girl to be sentenced there for a longer period than six years. If a girl cannot be reformed before she is nineteen years of age, by instructions in that institution, the case is almost a hopeless one; and if six years of instruction does not fit a girl for freedom, I do not believe that eleven years will. And think of the hopeless outlook for a girl of ten or twelve years of age to be sent to the institution for nine or eleven years. It is really appalling to the young heart. And while I know that many of them are placed out long before they have been there six years, yet I think it would afford a ray of hope if they knew they could not be detained longer than that. It will be remembered that we have gradually reduced the age at which boys must be discharged from the Reform School until it is now only seventeen.

The institution is doing a good work and many girls have been taken out of bad associations and through proper influences have become excellent girls and model women.

THE MARQUETTE PRISON.

This was finished in the spring of 1889 and was opened early in the summer. With our present prison population, three or four hundred less than five years ago, we had ample provision for all of them. But the prison having been constructed, it seemed wiser to open and occupy, than to let it stand, and the Warden was appointed and the prison opened; and chiefly with the labor of the prisoners great improvement has been made upon the grounds and a wall constructed around them. [] Provision is now made for working the men by the use of knitting machines. While the earnings are not large yet as they must work it seemed the best thing that could be done under the circumstances. But the number that can be worked in this manner is limited, and the question of other employment must be considered.

THE IONIA HOUSE OF CORRECTION.

One of the difficult problems to solve at this institution is to know how to work the men so as to net the best results to the State. That prisoners *must work*, is a settled fact; and the convicts at Ionia are mostly short time men, and this precludes the possibility of letting them on contract, to good advantage, if we desired to do so. A portion of the men have been working on the cigar contract, but that expires next spring and neither the managers or the contractors desire to renew it. A portion of them work at manufacturing furniture. This is sold by contract and delivered at the shop, and it seems to have been the best arrangement that could have been made. There is more difficulty occurs at working men at manufacturing cigars than anything else. The plan of enlarging the plant and working all of the men that can be spared from discharging duties at the prison, at manufacturing furniture, seems to be the most feasible. It is work that educates men. An appropriation to provide for this is at least suggested for your consideration.

THE STATE PRISON

Is in good condition. The discipline is of a high order, and the educational opportunities afforded to the men are bearing excellent fruit, and through the influence of these agencies, many go out to become good citizens—upright, honest men; and with great confidence, I commend a continuation of this system in all our prisons.

THE INSANE ASYLUMS.

Of these the State now has four. In them is found an insane population of 2,840; about twice as many as were in the Asylums ten years ago. The institutions are full and the joint boards have, after careful consideration of the situation, decided that room must be provided for from 450 to 500, during the next biennial period. Various plans for meeting the emergency have from time to time been submitted. Upon the assembling of the Legislature four years ago there was a demand for increased accommodations for the insane, and what is known as the cottage or colony system was adopted. Asylum accommodation previous to that time had cost about a thousand dollars per patient. It was estimated that cottages, comfortable and convenient, could be constructed for \$300 per patient; and under appropriations made in 1887 and 1889, eight cottages, with sufficient room to accommodate 50 patients each, have been constructed, for the estimated sum, per patient. They are located near the principal institutions, and are under the same general management.

A large per cent of the present inmates of the Asylum are harmless and incurable. We have ample room in the three main buildings to treat and care for all the acute and violent insane, and those whose malady can be aided by medical treatment. And whatever course is pursued, another expensive Asylum should not be constructed for many years to come. And the joint boards, together with the medical superintendents of the institutions, have concluded to recommend a continuation of the cottage system. I commended it in 1887

and 1889, and again join with the boards in recommending this method, to meet the increasing demand.

What I have said applies more especially to the Asylums at Kalamazoo, Pontiac and Traverse City,

The Asylum at Ionia for the treatment of the violent, and those of homicidal tendencies, deserves, and doubtless will receive, especial attention. Its location, in connection with the House of Correction, was extremely unfortunate, if not barbarous. Two years ago the Legislature appreciated this fact and made an appropriation to construct a cottage disconnected from the prison, with the expectation that the entire institution would be removed from its present location. As soon as may be, another building should be erected where the new one is located, and take the insane away from any connection with prison walls. In this case the present Asylum may be used to advantage as a women's prison.

The removal of the disorderly and violent from the main asylums has added greatly to the comfort of the patients in these institutions; besides it was necessary to provide some place for those who become insane in the State prisons.

It has been the policy of the State to provide room for this unfortunate class of our population for more than 30 years. Previous to 1879 the well established policy was for the friends of patients, or when they were not able for counties, to pay the expenses in the asylums.

In 1879 a law was passed, requiring counties to pay the expenses of indigent patients for two years after their admission into the asylum, and then for the State to assume the responsibility. I have no doubt that this change in the law has somewhat added to our asylum population. Not by unnecessarily sending the insane, but by sending some of the feeble with impaired bodily strength and mental faculties, yet not insane.

The universal policy, except so far as it relates to the insane, is for the counties to take care of their poor. Bills providing for the repeal of the law of 1879 have from time to time been introduced in the Legislature; but the change has not met the approval of the majority of the members; and chiefly because of the defeat of this measure two years ago a bill was passed which provided that counties might make provisions for the care of their insane, and that under certain provisions the State should pay the expenses. This measure provided for so radical a change in the plan and policy, and as it seemed to me without the full consideration which so important a change should receive, that I felt impelled to withhold my signature, and hence it did not become a law. The policy of permitting the counties to incur expense and draw at will from the State Treasury, seems to me to be preposterous. One argument in favor of the measure was based upon the claim that some counties pay for the support of the insane very much more than the expense incurred for patients sent from the same counties.

If the principal of the bill to which I have referred is to be enacted into a law, it should receive very careful consideration, because it will necessarily involve the State in great expense. If one county is to receive compensation for the care of its indigent insane, another has the same right. If the law of 1879 was repealed it would remove

the strong argument in favor of the plan referred to. The State paid out of the general purpose fund for the years 1889 and 1890, \$689,790 for care and treatment of the indigent insane sent from the several counties.

THE FEEBLE MINDED.

Michigan has ever been foremost in making provisions for the education of its children, and caring for the unfortunate. In one respect it has not practiced the wise, humane policy adopted in many other States, and that is in making provisions for the education of the feeble minded. The same humane law that requires the State to educate the mutes and the blind, applies with equal force to the care and education of the feeble minded. The lives of many of these may be brightened and they be made useful, through education, instead of a burden upon their friends and society.

No large or expensive buildings should be erected. Plain substantial cottages will answer all required purposes.

The subject is commended to your candid deliberation.

THE HOME FOR DISCHARGED PRISONERS,

In Detroit, for which an annual appropriation of \$1,200 is made, is doing much for the men who go out from our prisons, during the most critical hours of their lives. I repeat what was said two years ago, that it should never be made a State institution, but a little aid is of great benefit.

THE SIGNAL SERVICE,

which is a partnership institution between the general and State governments, has been placed under the Agricultural Department, and its sphere of operation enlarged and improved.

FISH COMMISSION.

I have not received the biennial report of the Fish Commissioners, but their full operations will be laid before you and their wants in regard to appropriations made known. They have done a large amount of work during the last two years, with much advantage to the fish interest.

FISH AND GAME WARDEN.

In order to protect the result of the work of the Fish Commissioners, and game in the Northern part of the State, the law provides for the appointment of a Fish and Game Warden. He and his deputies have used great diligence, but as is usual in such cases have met with many obstacles; still fish and game have been quite largely protected.

RAILROADS.

In 1889 what is known as the graded fare bill passed the Legislature. The railroads to which it applied refused to comply with its provisions

and a case was brought in the Supreme Court to test the constitutionality of the law, and its constitutionality sustained.

Our railroads are fairly prosperous; their earnings, as reported by the Commissioner of Railroads, are increasing every year. It is with great satisfaction that we are enabled to point to the fact that during the last four years there has not been a collision between passenger trains on any of the roads in the State. Nor has a culvert or railroad bridge gone down under a passing train during the same period. While valuable individual lives have been lost our people have been spared the shock caused by a wholesale slaughter of passengers by falling bridges, burning cars or collisions of trains.

STATE TROOPS.

Our people are properly opposed to maintaining a large standing army in this country. But the nucleus of a military force and military education has been found necessary in all civilized countries; and in obedience to this demand Michigan, in common with other States, maintains a military force. For its maintenance three and one-half cents per capita of our population is appropriated. And it is with especial pride and satisfaction that I call your attention to the fact that our State troops are in splendid condition. Each State encampment has been an improvement upon its predecessor. Discipline, with a few rare exceptions, has been maintained. Soldierly conduct has been observed. We have held annual encampments for four years and the troops are better equipped and better clothed than ever before; for which I am indebted to the Military Board, the Adjutant and Quartermaster Generals, as well as to the officers and men generally.

ORCHARD LAKE MILITARY ACADEMY.

While this is in no way supported by the State, it is, to some extent, a Michigan institution of which we are justly proud. It is doing a good work in its line, and deserves and receives the confidence of all.

TAXATION.

This involves questions that come home to all of our citizens. Universal education, the humane features of our present civilization, and possibly an ambition for something like luxury, makes upon the taxpayers constantly increasing demands.

No new State institutions have been established during the last four years. But the legislature of 1885 established three, and two of these have been paid for, and almost entirely during that time; and large additions have been made to nearly all of the State institutions. And while for four years there has been no increase in State taxation, yet for the term of ten years there has been a tendency in that direction, not only in this State, but in others.

I noticed in a message recently delivered by the Governor of Vermont, he furnishes tables that show that State taxation in the Green Mountain State has been nearly doubled in ten years, with no increase in population; and this holds true in some of the other States. And while the State tax forms but a small part of the aggregate, yet when

taken altogether taxation is a burden in town and country, and sound economy should be practiced all along the line. But the burden of taxation inevitably suggests new, and some of them strange methods, to meet the demands. In the State of New York, and some others perhaps, a tax is levied upon bequests except where they are made to members of the family, and from this source alone New York receives \$750,000 per annum. And again, nearly all of the business achievements of the age are wrought out through corporations. Articles of incorporations are daily filed with our Secretary of State. The labor, cares and responsibility is performed without expense to the corporation. Many of the States collect a fee or impose a tax at the time incorporations are formed. Quite large sums are in this way collected that operate to some extent as a relief to other property.

Since the adoption of the free school system and the construction of costly school houses and the employment of higher priced teachers, the aggregate of school taxes is very large, amounting to nearly or quite 50 per cent of the total taxation. And while no one will desire to impair the usefulness or efficiency of the school in city or country, it has seemed not improper to refer here to the large revenue required to defray the expenses. But no amendments to the school law should be made that will add to the expenses without strong assurance that improved methods will be secured thereby.

A graded income tax is advocated by some who seek to relieve property from the burdens of taxation. The suggestion is worthy of consideration. The law, as well as its execution, should require all property to contribute its just share towards the support of government and its own protection. And no greater amount should be collected from the people than is required for the humane and economical administration of public affairs.

CONCLUSION.

These closing words terminate my labors as Governor of the commonwealth. And while I cannot sever the ties that have bound me to so many people and institutions, without a pang at the parting, yet I cheerfully, and gladly, pass over to another the cares, duties, responsibilities and anxieties connected with this important position.

Michigan is a noble State; it stands in the front rank of the sisterhood of States. It has a sturdy, intelligent, patriotic population. Its school system is unsurpassed; and it is I trust with pardonable pride that I here and now refer to the fact that in competition with the educational systems of the whole world submitted to a commission in Melbourne, Australia, Michigan bore away the laurels and received the first award of merit. And this fact, and others, should admonish us to be very careful about making a radical change in a system that stands so high.

And will you pardon me for saying here and now that, with a heart full of gratitude, I desire to thank all of our people, without regard to political affiliation, for the many acts of kindness and the evidences of confidences received. I now go out into private life with love for my adopted State unimpaired, with my faith in her future grandeur and glory, confirmed.

Gentlemen, you represent a proud, intelligent and patriotic State. Her destiny is to some extent for the time being placed in your hands.

I know that you are actuated by an earnest, honest desire to serve well her interests and institutions, and I trust that the laws that will emanate from you and that receive the approval of my successor, will aid her people in holding high the banner they so proudly carry.

CYRUS G. LUCE.

RELATIVE TO PARDONS.

ALEXANDER DINGMAN.

Jackson Prison—Convicted in the circuit court for the county of Tuscola of assault with intent to commit murder, and sentenced for ten years from May 8, 1882. Pardoned January 11, 1889.

CONDITIONS.

That said Dingman henceforth and forever wholly abstain from the use of intoxicating liquors of all kinds and from frequenting places where liquors are sold.

REASONS.

Dingman was a barber by trade, and when sober was a respectable citizen of Vassar, Tuscola county. On a mad drunk he stabbed a man by the name of Allen, who had been a life long friend and companion. He was in such a maudlin, stupid condition at the time he stabbed Allen that he had no knowledge of what he was doing. Allen has recovered from the injury received.

It is a case that I have given very much attention, and it has been brought to my notice by many of the best citizens of Vassar. His domestic relations had been very unfortunate, with perhaps a full share of the blame attributable to his wife. He has at the present time two boys, one fourteen and the other nine years of age. For these he entertains a genuine affection. I believe that he has overcome his taste for strong drink, and that he will be able to resist all temptations in this direction. He has signed an ironclad pledge that requires him to forever abstain from the use of intoxicating drinks and from visiting places where liquors are sold. And for the purpose of giving him an opportunity to care for his boys I have thought best to give him his liberty.

JOHN FARRELL.

Ionia Prison—Convicted in the circuit court for the county of Ingham of robbery, and sentenced for six years from January 6, 1886. Pardoned February 1, 1889.

REASONS.

John Farrell was born and brought up in the city of Lansing, where he remained until he was about 20 years old; was an industrious, hard-working boy, and commanded the confidence of employers and acquaintances, and I am led to believe that whatever of faults he committed was due, not

to the criminal nature of the boy, but to bad and corrupting associations for a day and a night.

A man by the name of Burgess, living in a neighboring county, met young Farrell on the streets and induced him to visit saloons and houses of ill-fame, through the afternoon and nearly the entire night. He had become intoxicated, and Burgess claims that he had brought with him a twenty dollar gold piece which was found in Farrell's pocket. How it came there neither Farrell, nor any one else, seems to know. But in view of his previous good habits and character, and the bad character of the man who led him into the trouble and claims to have been robbed, and also of the youth of Farrell at the time, and with a strong conviction that he was more sinned against than sinning, I am induced to believe that the ends of justice will be better served by giving him his liberty.

He was sent on the 6th day of January, 1886, to Ionia for six years. He has served a little more than half of his time, and it is now believed that he will again be industrious and a peaceable, law-abiding man.

OSCAR BURNS.

Ionia Prison—Convicted in the circuit court for the county of Kent of burglary, and sentenced for ten years from the 5th day of January, 1882. Pardoned February 15, 1889.

REASONS.

There is no question of the guilt of this man, but it is believed that he has reformed in his ideas and habits. He is a man of strong mental force and of determination; has been a trusted prisoner at Ionia for those months, and he has betrayed no confidence placed in him. His time would expire within a few months, and the reasons for his pardon are found (besides those mentioned above) in the fact that his friends have provided a small truck farm for his use, and he has an anxious desire to commence gardening this coming spring. In order to do this profitable, it is necessary that he should commence preparing the hot beds and other facilities at once. If he remains until the termination of his sentence it would deprive him of the opportunity to prosecute this enterprise the present year, and as employment is essential to every one who comes out from the prison, it seems to me that this opportunity should be afforded him, and upon the application of many of the leading citizens of Grand Rapids, and with a desire to assist him in his effort to reform, have concluded to set him at liberty five months before the expiration of his sentence.

BARNEY ROSSEAU.

Jackson Prison—Convicted in the circuit court for the county of Alpena of manslaughter, and sentenced for seven years from May 17, 1884. Pardoned March 29, 1889.

REASONS.

Rosseau was an industrious laboring man who had resided in Alpena for a good many years. He had accumulated sufficient property to secure a home, and kept something of a boarding house. Had a wife and three children; worked in the mills during the summer, and in the lumber camps.

during the winter. In the fall of 1883 he went into the woods as usual, expecting to stay during the winter, but came home sometime in the month of February. He found a boarder at his house, by the name of Savage. Circumstances led him to believe that this man was unduly intimate with his wife. He ordered him away from his premises the night of his return, but Savage claimed that he was a paying for his board and had as good a right to remain there as Rosseau had. In an effort to put the man out of doors, he was beaten and seriously bruised about the head. He applied to the mayor of the city for protection, but the authorities neglected to follow up the complaint and he was left to his own resources to get rid of the objectionable boarder. After making several efforts to induce the police authorities to remove him, he went to his own house, took a knife from the dining-room table and again sought Savage and ordered him away. As the result of a war of words, a fight ensued, and during the conflict Rosseau used this knife, wounding Savage so that he died within a day or two from the time of receiving the wound. The nature of the difficulties certainly furnished strong mitigating circumstances. The best citizens of Alpena have interested themselves in securing Rosseau's release from prison, believing that he was to some extent at least, justified by the negligence of the police and by the continued provocation given him.

The Board of Pardons have considered this case at great length and unanimously advise his release from State prison, believing, if not fully justified in the course pursued, that he has endured sufficient punishment to meet the ends of justice. His term would expire in seven months from now, but considering the good character of the man before conviction and the provocation, I do not feel justified in permitting him to serve out the balance of his term.

WILLIAM ROGERS.

Ionia Prison—Convicted in the circuit court for the county of Ionia of burglary, and sentenced for 12 years from February 12, 1882. Pardoned April 15, 1889.

REASONS.

Wm. Rogers was convicted of burglary committed in the village of Lyons in May, 1880. The evidence adduced on the trial was entirely circumstantial and upon a careful perusal of it I am somewhat surprised that he was convicted for an alibi was pretty well established. But other circumstantial evidence convinced the jury that Rogers was the guilty man. Evidence has been submitted to the Executive and the Board of Pardons that renders it reasonably certain that the crime was committed by one Rambo, who was afterwards convicted of robbery and sentenced to prison in Illinois for 20 years and there died. It is certain that if the testimony now submitted to secure his pardon had been presented in court at the time of the trial Rogers would never have been convicted. No application for pardon within the last two years has received so much and careful attention as this one, and if any lingering doubt still exists I regard it my duty to give him the benefit of the doubt and let him go free.

CALVIN W. GIBBS.

Jackson Prison—Convicted in the circuit court for the county of Kent,

of seduction, and sentenced for two years from June 11, 1888. Pardoned May 29, 1889.

REASONS.

Mr. Gibbs was a respectable citizen of mature years living at Byron, Kent county. He became involved in difficulty with a prominent citizen of that place. Evidence was submitted that convinced me that the complainant was actuated by a spirit of revenge. Gibbs was convicted upon a second trial, the jury failing to agree on the first. In reading the testimony I am filled with surprise that he was convicted at all, for there must have existed in the minds of the court and jury grave doubts of his guilt. Evidence was submitted that went far towards convincing me of his innocence. I believe it to be the common judgment of the citizens of Byron that he ought not to have been convicted, and it is my own that he ought not longer to be incarcerated.

CHARLES BOYLE.

Jackson Prison—Convicted in the circuit court for the county of Lenoire of murder second degree, and sentenced for 20 years from November 29, 1877. Pardoned July 3, 1889.

REASONS.

Everything tends to show that Mr. Boyle did not in any sense belong to the criminal class of our population. The crime was committed under great excitement caused, as he thought, by the unjustifiable conduct and accusations of the man he assaulted.

His conduct in prison has been beyond reproach or criticism. He has been of material aid to the warden and other officers, and for these reasons he has been restored to his liberty.

LEWIS DUBRY.

Jackson Prison—Convicted in the circuit court for the county of Monroe of adultery, and sentenced for three years from May 26, 1887. Pardoned July 3, 1889.

CONDITIONS.

This pardon is on condition that said Lewis Dubry henceforth and forever wholly abstain from the use of intoxicating liquors of all kinds and from frequenting places where liquors are sold.

REASONS.

Mr. Dubry was addicted to the use of strong drink. This vice had nearly destroyed his manhood and self control.

GEORGE W. BARNHART.

Jackson Prison—Convicted in the circuit court for the county of St. Joseph, of rape, and sentenced for life from June 5, 1874. Pardoned August 6, 1889.

REASONS.

George W. Barnhart was convicted in the St. Joseph county circuit court, for rape, June 5, 1874, and sentenced to the State prison at Jackson for life. The rape was said to have been committed upon a girl eleven or twelve years of age, but from the time of his conviction until the present many of those conversant with the circumstances have doubted whether the verdict of the jury was a just one. Large numbers of reputable citizens, including the jury and officers of the court by whom he was convicted, have petitioned for his release from prison, with the firm conviction that he was innocent of the offense charged. From the facts submitted, I am in doubt, and give to the prisoner the benefit of that doubt. But if guilty he has now been incarcerated in prison for fifteen years. It is seldom that convicts have been sentenced for a longer period than this for the very grave offense of which he was convicted. He had borne a very fair reputation in the community where he resided; he was an industrious man and honorable in his relations with those with whom he was brought in contact. He was convicted, partly at least, under the influences of a good deal of excitement existing the time. The Board of Pardons have considered this case from time to time for the last four years, and their final investigations have led them to unanimously recommend his unconditional pardon and in compliance with my own convictions, enforced by the recommendation of the Board, I now direct his release from prison.

E. J. MULLIGAN.

Jackson Prison—Convicted in the circuit court for the county of Mason of assault with intent to kill, and sentenced for four years from May 17, 1888. Pardoned Sept. 3, 1889.

REASONS.

Joseph Mulligan was convicted of an assault with intent to kill, in the Mason county circuit court, and sent to the State prison at Jackson for four years. Previous to this assault he had borne a good reputation as a peaceable and industrious citizen. He was not addicted to the use of strong drink; had an excellent wife and three small children; his evenings were spent at home with his family, as also his other leisure time, and he was, so far as I can learn, an upright citizen. Had never been involved in quarrels or conflicts of any kind previous to the assault. Investigation has led to the conclusion that he had brooded over real or imaginary wrongs until his mind had become morbid, if not unbalanced. In this condition he committed the assault. The reasons for his pardon, are, first, because of his previous good character; second, because of doubt that he was in the full possession of his faculties at the time he committed the assault; third, because his wife is sick and has been in nearly a helpless condition for three months or more, and during all the time of her husband's imprisonment she has struggled against sickness and poverty to keep her children together until the return of their father; fourth, because the prosecuting attorney of the county at the time of conviction and the present prosecuting attorney and also the judge by whom he was sentenced, have all asked for his release, besides many other good citizens.

JOHN DRISCOLL.

Jackson Prison—Convicted in the circuit court for the county of Saginaw of robbery, and sentenced for fifteen years from July 14, 1880. Pardoned October 24, 1889.

CONDITIONS.

To abstain from the use of intoxicating liquors and frequenting places where sold. And that employment by a leading Saginaw lumberman, in the form of a contract for one year, be furnished.

REASONS.

Driscoll was convicted of robbery in forcibly taking from one William Algram, the sum of \$3, and sentenced to the State prison at Jackson for a term of fifteen years.

He has now served out nine years and three months of the sentence. No application for pardon has been pressed with greater vigor than has this one in behalf of Driscoll. I have given a careful consideration to the reasons assigned by the applicant and his friends. Driscoll was a lumberman, engaged a good portion of each year in the woods. He had fallen into the habit of drinking when he came out of the woods to visit his friends in Saginaw; he was intoxicated at the time the robbery was alleged to have been committed. He and Algram had been tramping the streets of Saginaw during the evening until about 10 o'clock, when Algram claimed that Driscoll had taken \$3 in money out of his hands.

The sentence was a very severe one for the offense committed under the circumstances which surrounded the affair, and for this reason, perhaps, a large number of the leading citizens of Saginaw have interested themselves in Driscoll's behalf. He was industrious, peaceable and quiet, when sober. Under the changed conditions which will surround him it is confidently believed by his friends that he will live a reformed life. One of the leading lumbermen of the Saginaw valley has entered into a contract to give him steady employment at current wages for a year. This was made one of the conditions in granting the pardon of Driscoll. He has certainly served long and faithfully for the comparative trifling offense committed, and under all the circumstances I have concluded to rely upon his promise and those of his friends, and give him his liberty. He is still young, active and strong.

GEORGE A. CAVANAUGH.

Jackson Prison—Convicted in the circuit court for the county of Ingham of burglary, and sentenced for 20 years from Dec. 9, 1879. Pardoned Nov. 4, 1889.

CONDITIONS.

That he abstain from intoxicating liquors and frequenting places where they are sold.

REASONS.

He was pardoned first, because the sentence he received was under the circumstances excessive. Second. It is believed from the best evidence I

have been able to secure, that the prisoner has reformed in his moral nature.

He is a man of fine natural ability and capable of becoming a useful citizen. He has been a faithful student at the prison school, and for the past three years has been most exemplary in his conduct, and everything indicates he is a reformed man. Another reason is found in the fact that steady and profitable employment has been secured for him. The Advisory Board of Pardons have given careful attention to his case and arrived at the unanimous conclusion he should be pardoned, and so recommend. One of the members of the present Board of Pardons was prosecuting attorney at the time of his conviction and from his statement of the facts connected with the offense, some mitigating circumstances are found.

JACOB SCHEMANSKY.

Detroit House of Correction—Convicted in recorder's court for the county of Wayne, of assault with attempt to rape, and sentenced for two years from August 18, 1889. Pardoned Nov. 4, 1889.

REASONS.

The prisoner has but about five months to serve and the prison physician is fearful that incarceration is affecting his mind, and for this reason the Advisory Board of Pardons recommended his release, and upon mature reflection I have concluded to comply with their recommendation.

VERNIE CREGO.

Jackson Prison—Convicted in the circuit court for the county of Lenawee, of rape, and sentenced for five years from Sept. 22, 1887. Pardoned January 6, 1890.

CONDITIONS.

That his father will take him at the prison directly to the farm, where he will not be brought in contact with associates inclined to lead him to a downward course.

REASONS.

He was the son of respectable parents but his mother died when he was but two years of age, and he afterwards lived with several different Adrian families, attending school.

At the age of fourteen he, with a companion, was charged with committing a crime upon a young girl of about the same age, when going home from a party and when within six or eight rods of the girl's home. It does not appear that any outcry was made, nor did the girl immediately inform her mother of what had occurred. His companion was arrested but never tried in the courts. Crego is a bright, active and well appearing boy; he has been carefully trained and educated in the prison since his incarceration. His father has lately remarried, and is now living on a farm.

WILLIAM RINEHART.

Jackson Prison—Convicted in the circuit court for the county of Houghton, of Bigamy, and sentenced for three years from June, 1888. Pardoned February 3, 1890.

REASONS.

Mitigating circumstances. The previous good reputation and high character of the convict, the prostration of his mother, the earnest solicitation of his first wife, who has condoned the offense, and on account of the bad health of the convict, who has but a few months to serve.

JOHN DICK, ALIAS FRANK BROWN.

Detroit House of Correction—Convicted in recorder's court for the city of Detroit, of obtaining money under false pretenses, and sentenced for five years from January 9, 1888. Pardoned February 13, 1890.

REASONS.

Near approach of death, and to allow his mother to convey him to Cleveland before the event.

DANIEL SULLIVAN.

Jackson Prison—Convicted in the circuit court for the county of Lake, of assault with intent to kill, and sentenced for nine years from January 8, 1885. Pardoned March 4, 1890.

CONDITIONS.

That he wholly abstain from the use of intoxicating liquors and frequenting places where sold.

REASONS.

Recommended by the Board of Pardons. Of his youth when the crime was committed, his exemplary conduct in prison, the belief that farther punishment will not benefit, and that if he is now liberated he will become a useful citizen.

EDWARD BEATTIE.

Jackson Prison—Convicted in the recorder's court for the city of Detroit of larceny, and sentenced for five years from December 29, 1888. Pardoned March 8, 1890.

REASONS.

His evident approach of death; the last stages of consumption.

DAVID E. WRIGHT.

State House of Correction and Reformatory—Convicted in the circuit court for the county of Jackson of larceny, and sentenced for two years from Feb. 3, 1889. Pardoned April 11, 1890.

REASONS.

He pleaded guilty of stealing two dressed turkeys from a dwelling house the night before Thanksgiving in 1888.

He is pardoned, First, Because it is believed that the sentence was severe for the amount of property stolen. Second, Because of his excellent deportment in prison. Third, Because there are evident symptoms of his mind giving away, or becoming impaired by reason of grief and sorrow over the condition of his wife and children, and it seems better to let him go out, with a hope that his mental condition will be improved thereby, and that he may thus escape the affliction of insanity.

JOHN MAYNARD.

State House of Correction and Reformatory—Convicted in the circuit court for the county of Branch of assault with intent to commit rape, and sentenced for five and one-half years at Ionia from Dec. 23, 1887. Sentence commuted to three years, May 27, 1890, sentence expiring June 23, 1890.

REASONS.

The commutation is granted in this case because of some mitigating circumstances that have been brought to the attention of the Governor that do not seem to have been considered or known by the court. The woman who complained did not enjoy a good reputation in the community where she resided. Maynard was young and had become badly demoralized by the use of intoxicating drinks, and in this respect there is evidence of a reform, and one of the conditions upon which the commutation is issued is a pledge from him that he will forever abstain from the use of intoxicating drinks and from visiting places where they are sold. Another reason for commutation is found in the condition of his parents. His father and mother are most estimable people; his father a veteran soldier of the war, broken in health. John is their only child. He is a young man of good ability, strong and active, and it is hoped and believed that he will contribute to the support and comfort of his parents when at liberty.

DARWIN J. MCKAY.

Jackson Prison—Convicted in the circuit court for the county of Barry, of murder in the first degree, and sentenced for life from November 19, 1885. Pardoned May 29, 1890.

REASONS.

He was convicted on his second trial in the Barry county circuit court, of murder in the first degree, on the 19th day of November, 1885, and sentenced to the State prison at Jackson, for life.

That a cold blooded murder was committed is beyond question. The murdered man, Thomas Searles, was a cooper, who worked and lived in a little old log house about 100 rods from the home of McKay. He was knocked down with an ax in the house where he lived on the threshold of his bed room door, as he was coming out evidently with a lamp in his hand.

McKay and Searles were, and had been through their acquaintance, on friendly terms, the former working for the latter from time to time; and

while McKay was from home, Searles had left word with Mrs. McKay that he wanted her husband to come and work for him again. At that time McKay was away from home painting. He visited Searles' residence upon his return, between sundown and dark, but, as he claims, received no response to his knock for admission, and did not enter. Having been warned to work on the road he went up on the next morning early to notify Searles that he could not work Saturday, and also for the purpose of getting some flour for family use. He knocked but received no response; he went into the house, and found the dead body of Searles. Suspicion rested upon him, and a chain of circumstantial evidence was woven around him, and so ably presented, the jury were convinced of his guilt.

This case received more attention than any other application of which I have any record. The Board of Pardons have separately examined the testimony of nearly 500 pages of typewriting. In company with the Board I have visited the locality and the house where the murder was committed; and while there we examined the testimony and compared it with the situation as we saw it. Each member of the Board, including the retiring member, reached an independent conclusion, that the testimony did not prove McKay guilty. And while his innocence is not positively established, still in my mind there is a large preponderance of testimony in favor of it. I have hesitated over the case because of the enormity of the crime. A murder was committed, an old man of seventy-eight years was stricken down cowardly, and his head beaten with an ax until he was dead. The murderer ought to be punished to the extent of the law, and, if guilty, the convict ought not to be discharged. But, believing that he is innocent, and that he did not commit the murder, I cannot, in a discharge of the important duty imposed upon the Governor, detain him longer.

The Board of Pardons have filed a voluminous report that I think would go far toward convincing the unprejudiced it is but a simple act of justice.

HENRY BELGARD.

Jackson Prison—Convicted in the circuit court for the county of Manistee, of seduction, and sentenced for three and one half years from November 16, 1888. Pardoned June 25, 1890.

REASONS.

He was pardoned because subsequent developments indicate that both he and the girl seduced were victims of a designing woman; and for the further reason that he has agreed to marry the girl he wronged. She has been very earnest in her efforts to secure his release from prison, and entertains for him a genuine, honest affection. His previous good character and splendid deportment in prison have aided him in securing this pardon.

JAY BRADY.

Genesee County Jail—Convicted in the circuit court for the county of Genesee, of being the father of the child of May Cassidy and sentenced to be confined in jail until he furnished a bond with sureties for the payment of certain sums for the maintenance of said child. Sentence commuted June 27, 1890.

CONDITIONS.

That he execute a personal bond to the Superintendent of the Poor of Genesee county for the monthly payment to May Cassidy of the amounts stipulated in the sentence of said court.

REASONS.

That he is wholly unable to comply with the said sentence in so far as it requires him to furnish sureties upon a bond for the payment of the sums stipulated for the support of the child of which he is the reputed and established parent, and no good result would be accomplished by detaining him longer, and in the height of the working season it seems sound policy to relieve him and give opportunity to earn the amounts.

ALBERT C. CRELL.

State House of Correction and Reformatory—Convicted in the circuit court for the county of Clinton, of forgery, and sentenced for four years from October 17, 1887. Pardoned July 18, 1890.

REASONS.

He had previous to his arrest for this offense borne a good reputation. His term of imprisonment would have expired in six months. He is pardoned because of mitigating circumstances connected with the commission of the offense that did not appear at the time of the trial; and further because of his very correct deportment while in prison, and because of the belief that he will conduct himself properly as a good citizen, should he again become a citizen.

JOHN CASEY.

Jackson Prison.—Convicted in the circuit court for the county of Marquette, of assault with intent to do great bodily harm, and sentenced for ten years from July 7, 1885. Pardoned Aug. 16, 1890.

REASONS.

The crime was committed by reason of the use of strong drink. Several young men, when intoxicated, made an assault upon a helpless old man. Casey, with the other boys, had been in the habit of getting intoxicated and carousing. He is represented to have been an industrious and fairly good citizen when sober.

The Board of Pardons have investigated the case, consulting the trial judge, and have recommended his discharge from prison, believing that the five years of life in prison has worked a reformation and changed his tastes so that he will hereafter refrain from the use of strong drink, and upon this recommendation, and with the belief that his conduct in the future will be exemplary, he is released from prison.

WILLIAM MURRAY.

Jackson Prison—Convicted in the circuit court for the county of Saginaw, of murder in the second degree, and sentenced for fifteen years from Nov. 4, 1881. Pardoned Sept. 22, 1890.

REASONS.

Murray was traveling with a circus company which had exhibited at Chesaning the day that the trouble arose that resulted in the death of the village Marshal. A quarrel had arisen between some of the citizens and circus attachés at an evening dance. Who struck the fatal blow was never fully established. Ten or twelve men were engaged in the fracas and Murray is now the only one undergoing punishment.

His deportment in prison has been excellent; he is, and has been for some time, a "trusty," and with some doubts in regard to his individual guilt, I have, in consideration of this and his good conduct, felt justified in discharging him two years before the expiration of his sentence.

JAMES MAHER.

Ionia Prison—Convicted in the circuit court for the county of Houghton, of assault with intent to do great bodily harm, and sentenced for six years from Nov. 18, 1886. Pardoned Sept. 5, 1890.

REASONS.

At the time of his conviction he was seventeen years of age; had borne a fair reputation, but at the time the offense was committed was with others visiting saloons at Houghton. An altercation arose and a free fight was indulged in. The testimony does not positively implicate Maher in the commission of the offense, but he was with the crowd and hence convicted. A large number of the leading citizens of Houghton have asked for his release. The board of pardons have given the case careful consideration, and have asked me to pardon him because of his extreme youth at the time the offense was committed and of the doubts in relation to his participation in the crime and especially because of his very excellent deportment and character in the prison, and he is pardoned because it is confidently believed that henceforth his conduct will be exemplary.

HORACE BECKER.

State House of Correction and Branch of the State Prison at Marquette—Convicted in the circuit court for the county of Saginaw, of robbery, and sentenced for fifteen years from February 18, 1881. Pardoned Oct. 13, 1890.

REASONS.

Becker had been a man of some prominence in Bay county; he had been deputy sheriff and Deputy United States Marshal, and was said to have been an efficient officer; but strong drink and bad associates had brought him to a low moral level, and he was sentenced, I apprehend for a longer term than he would have been, because of his general character at that time.

But strong evidence has been furnished me that he will now be able to stand firmly against these temptations. He is advanced in years, and his wife who is in very feeble health has urged his pardon very strongly so that he can come home before she dies. He was transferred to Marquette more than a year ago and has been a faithful "trusty" in that prison since.

And with the belief that he will refrain from the use of strong drink, I have thought best to grant the prayer of his family and let him go free.

ALFRED KAUFMAN.

Jackson Prison—Convicted in the circuit court for the county of Schoolcraft, of manslaughter, and sentenced for 11 years from January 26, 1885, Pardoned November 6, 1890.

REASONS.

He had been a respectable citizen, was esteemed by those who knew him as a worthy veteran of the war; but he had become addicted to the use of strong drink, and in a fit of intoxication killed his wife, as he claimed, and many think, accidentally.

Many of the good citizens of Houghton have interested themselves in his behalf, and he is pardoned from the State prison after a solemn pledge that he will refrain from the use of strong drink, or from visiting places where it is sold. He is well advanced in years with health somewhat impaired, and through the representations made by officials and others acquainted with him, it is confidently believed that he will for the balance of his life be a worthy citizen.

LEWIS C. PURDY.

Jackson Prison—Convicted in the circuit court for the county of St. Clair, of manslaughter, and sentenced for 12 years from Sept. 28, 1885. Commuted to seven years Nov. 19, 1890.

CONDITIONS.

Signs a pledge to refrain from use of strong drink and visiting places where sold.

REASONS.

The offense was committed, like many others, in a saloon.

Purdy, with two other men had been drinking and throwing dice. A quarrel ensued and Purdy knocked one of them down with his fist. In falling he struck his head against the sharp corner of a chimney, and this caused his death. It is not believed that he intended to take life. The prosecuting attorney, jurymen and leading citizens of Port Huron have strongly urged his release from prison. His conduct has been exemplary, and the commutation to seven years imprisonment is issued upon the condition that he refrain from strong drink.

JEFFERSON L. WATERS.

Ionis Prison—Convicted in the circuit court for the county of Muskegon, of burglary and sentenced for four years from June 16, 1888. Pardoned Dec. 1, 1890.

REASONS.

He is pardoned because of his extreme youth at the time he fell into criminal ways, and because it is believed that with the experience of the

past three years, he has become wiser and stronger, and will now resist temptations. It is confidently believed that liberating him from prison before the expiration of his term will be followed by good results.

MINNIE E. BELLAMY.

Detroit House of Correction—Convicted in the circuit court for the county of Kalamazoo, of bigamy, and sentenced for ten months from October 27, 1890. Pardoned Dec. 10, 1890.

REASONS.

Because it is believed that through a combination of circumstances she is more "sinned against than sinning."

WILLIAM H. LOSSING.

Jackson Prison—Convicted in the circuit court for the county of Kalamazoo, of uttering and passing counterfeit money, and sentenced for six years from June 27, 1887. Pardoned Dec. 11, 1890.

REASONS.

He is pardoned because of the belief that the sentence was somewhat severe, the old age and feeble health of the convict, and the short time remaining for him to serve. By releasing him at this time he can be provided with a comfortable and permanent home.

WILLIAM SHAFFER.

Jackson Prison—Convicted in the circuit court for the county of Kalamazoo, for assault upon a female child under ten years, and sentenced for life from November 13, 1886. Commuted to nine years, with all good time, December 20, 1890.

REASONS.

Shaffer was brought up amid the most depraved and unfortunate surroundings. He was 16 years years of age at the time the assault was committed. He has studied diligently in the prison and is fitting himself for citizenship.

Very many influential people in Kalamazoo have interested themselves in his behalf. The judge who sentenced him, some members of the jury and the prosecuting attorney, have all united in asking for the commutation in his behalf, and in view of his youth and the extreme severity of the sentence, his commutation is granted.

GRANT CHALLENGER.

Jackson Prison—Convicted in the circuit court for the county of Eaton, of murder in the second degree, and sentenced for 12 years from November 14, 1887. Pardoned December 20, 1898.

REASONS.

Challender had been a quiet, honest, hardworking farmer boy. He was

especially noted for his peaceable, quiet disposition. When the offense was committed the man who lost his life was the aggressor.

And while his guilt, so far as a violation of the law is concerned, is not questioned, yet there are mitigating circumstances connected with the commission of the offense that convinces me that a pardon in his case is justified, and with a full confidence that he will hereafter be, as he had been before this sad event, an exemplary young man, this pardon is issued.

The Board of Pardons has unanimously recommended his release from prison.

HAROLD KENNEDY.

Detroit House of Correction—Convicted in recorder's court, for the city of Detroit, of robbery, and sentenced for five years, from January 29, 1889. Pardoned December 23, 1890.

CONDITIONS.

That he forever abstain from the use of strong drink, and that a leading citizen of Detroit promised in writing to give him permanent employment.

REASONS.

When drunk he robbed a companion of a watch. He is pardoned because of his previous good behavior, and the conditions above named.

JOSEPH MOSSETTE.

Jackson Prison—Convicted in the circuit court for the county of Newaygo, of rape, and sentenced for 25 years from May 28, 1882. Pardoned Dec. 26, 1890.

REASONS.

The application is based upon the bad reputation of the house where the offense was said to have been committed. The jury who convicted, the judge who sentenced, and the prosecuting attorney, as well as many other influential citizens, have all united in a request for his pardon.

He is pardoned under a pledge that he will forever abstain from the use of strong drink and from visiting places where it is sold, now at the expiration of one-half of the term for which he was sentenced. His deportment has been good in the prison; his education, morally and intellectually, improved.

BARTHOLOMEW TEAHAN.

Jackson Prison—Convicted in the circuit court for the county of Marquette, of an assault with intent to do great bodily harm, and sentenced for ten years from July 7, 1885. Pardoned Dec. 27, 1890.

REASONS.

He, with others, committed the assault, in a house of doubtful repute, upon an old man, inflicting serious injuries from which he soon recovered,

however. He had been in the habit of drinking and was in a state of intoxication. He was sentenced by Judge Grant, who had previously told him and his companions that if they appeared before him again for violating the law, the sentence would be severe. And because of good deportment in the prison and assurances of correct conduct in the future, the court who sentenced has united with others in asking his release. The Board of Pardons submitted a report recommending it some months ago; and after several interviews with the prisoner, I at length comply with the recommendation of the board and a pardon is this day granted.

THOMAS J. NAVIN.

Jackson Prison—Convicted in the circuit court for the county of Lenawee, of forgery, and sentenced for ten years from Nov. 13, 1885. Pardoned Dec. 30, 1890.

REASONS.

He is pardoned because, while the parties wronged do not ask for his release, they express an entire willingness that he shall receive Executive clemency, and further because a large number of representative men from Lenawee county have asked me to pardon him; and further because within a short time his father and a dearly loved and only sister have passed away, and the mother who is left so lonely, in impaired health, longs with anxious heart, for the return of her son; and because he has excellent business opportunities opened to him where he will be surrounded by strong, warm friends; and because his deportment in prison has been always correct; and because I believe that in the future he will be an honest, upright citizen.

LEWIS E. SAWDY.

Jackson Prison—Convicted in the circuit court for the county of Ottawa of rape, and sentenced for 30 years from Nov. 11, 1880. Pardoned Dec. 30, 1890.

CONDITIONS.

That he forever abstain from the use of intoxicating liquors and from frequenting places where sold.

REASONS.

Sawdy, like so many others, had fallen a victim to strong drink and when drunk made the assault for which he received so severe a sentence. He is one of the men who has, judging from the closest tests that can be applied, reformed in prison. He has been a model worker and helper, and because of the unusual severity of the sentence and because of his reformed character and the belief in his future good conduct, he is this day pardoned.

ARTHUR STEINHOFF.

Jackson Prison—Convicted in the circuit court for the county of Shiawassee of murder in the second degree, and sentenced for 30 years from September 22, 1883. Pardoned December 30, 1890.

REASONS.

Steinhoff's surroundings had been of the worst character from his infancy up. He drank intoxicating liquors to excess and associated with the vile and corrupt, and in a drunken brawl was involved in a quarrel that ended in the death of one of the men. Steinhoff did not strike the blow that caused the man's death. His sentence was the more severe because of his general character.

In the prison he has secured an education, and I believe him to be a reformed man, and that he will be a good and useful citizen upon his release.

He is pardoned because of the unusual severity of the sentence, because of his excellent deportment in the prison, and because of great confidence in his future manhood, and upon condition that he signs a contract to forever abstain from the use of strong drink and visiting places where it is sold.

HARRY McDOWELL.

Jackson Prison—Convicted in the Circuit Court for the county of Kent, of manslaughter, and sentenced for 15 years from April 1, 1886. Commuted to six years with benefit of good time, Dec. 30, 1890.

REASONS.

I know of no mitigating circumstances connected with the commission of the offense. His sentence is commuted to six years with the benefit of good time through the more than heroic efforts made by his sister. She pleaded for his pardon, or for a commutation. I looked up the case and refused to do either. Still in agony she pleaded. Thinking that work in his behalf might be a relief to her overcharged feelings, I gave her a difficult task to perform, with a promise to reconsider the case if she performed it. The task was accomplished and again she returned to the attack, armed with new influence and information. But all of these did not convince. And I placed what seemed to me to be insurmountable obstacles in her way. In less than a year she overcame them all and returned with such an array of official and business names as seldom if ever appear on an application for executive clemency. And this is the reason why the commutation was issued.

And all of this leads me again and again to wonder why a being with a human soul, who has a sister, can ever be induced to offend the laws of God and man.

W. J. SCHICK.

Jackson Prison—Convicted in the circuit court for the county of Mason of forgery, and sentenced for one year from March 12, 1890. Pardoned Dec. 31, 1890.

REASONS.

Those who are familiar with the case express great doubts in relation to his real guilt. He has but 12 days to serve and upon the recommendation of many of the best citizens of Ludington the pardon is granted.

THOMAS CONKLIN.

Jackson Prison—Convicted in the circuit court for Delta county of

murder in the second degree, and sentenced for 20 years from the 14th day of January 1879. Pardoned Dec. 31, 1890.

REASONS.

He is pardoned chiefly because the prison physician says that confinement to the close of his term will leave him insane. Conklin was not charged with being personally engaged in the murder but that he had guilty knowledge of the crime.

WILBERT A. WEIRS.

Ionia Prison—Convicted in the circuit court for the county of Ionia of larceny and sentenced for two years and six months from February 21, 1889. Pardoned Dec. 31, 1890.

REASONS.

There has always existed very grave doubts in regard to his identification and if certain testimony in the trial is true it is an impossibility that he could have committed the crime.

CYRUS G. LUCE.

Governor Winans then read his message as follows:

Gentlemen of the Senate and House of Representatives:

The people of Michigan have entrusted to you the legislative control of public affairs for the next two years.

I cannot doubt that you feel the great responsibility which comes to you with the power to make laws affecting the varied interests of two million people, and that you will strive to exercise this power in a spirit of equality and fairness to all. Coming, as you do, direct from the people, a part and parcel of those whom you represent, with like experience and aspirations and material interests, and with intimate practical knowledge of their needs, you have only to be true to yourselves to serve well the interests of your people. The magnitude of the trust reposed in you will become more apparent as you proceed, and should be a constant incentive to give your best thought and energies to the faithful discharge of your duties.

Custom and the Constitution make it my duty to bring to your attention such matters of public concern as seem to me to require legislative action. To outline a sound public policy, or to propose a wise course of legislation, would require large public experience and great political wisdom. I can lay claim to neither, but I trust we are all actuated by the same motive, how best to discharge our official duties and serve the true interest of the people. In this spirit let us strive together to correct abuses and remove inequalities where they exist, and to make such needed reforms and regulations as experience and the voice of the people point out and demand at our hands. If we do this, we shall accomplish the object for which we were chosen, and justify the confidence reposed in us.

My predecessor has so fully and concisely laid before you the condition of public affairs that I can add little or nothing to the information you now have. His diligence and fidelity have made him familiar with the management of the various public institutions, and the measure of

success or failure in their administration. I commend his conclusions and suggestions to your careful consideration.

I have visited the State Prison, the State University, the State Normal School, the School for the Deaf, and the Eastern Asylum, all of which seem to be in admirable condition. It was my intention to visit the other State institutions, that I might have some personal knowledge of their management and needs, but I have not as yet been able to do so. The growth of our institutions is vigorous, and their wants beyond their means. The question will be, not how much could they use, but how much can you grant. Most of them could make good use of more than they ask, but I feel sure that the various estimates have been made in the spirit of economy, and in view of the popular feeling against increased public expenditures.

STATE UNIVERSITY.

In submitting their estimates for the next two years I think the Regents of the University have acted in a spirit of the strictest economy. Their request is for \$18,000 less than they asked two years ago, and \$5,000 less than was then granted, yet the needs of the University, owing to largely increased attendance, are necessarily greater, and more room and accommodations are required. While visiting the institution observation convinced me that utility was the aim in all expenditures, and if the same policy is continued, as I think it will be, every dollar you may grant will be carefully and judiciously used.

The University of Michigan takes high rank in the educational world, and exerts a powerful influence on the intellectual life of the State and nation. I commend its interests to your favorable consideration.

STATE NORMAL SCHOOL.

The State Normal School is well organized and managed for its especial work, and results are satisfactory.

The State Board of Education estimates its needs at \$104,960 for the next two years, as against \$102,150 for the past two years. While there is an increase of students I think its efficiency can be maintained without additional cost. Some additional ground and some sewerage improvement are needed, but the necessity is not imperative at this time.

SCHOOL FOR THE DEAF.

The School for the Deaf is doing as satisfactory work as any of our public institutions. The class of children gathered there appeal strongly to our sympathy and should have your substantial support. The board ask for an increased appropriation over that of the past two years. In view of the public demand that taxation be lowered I think the material interests of the school need not suffer if their full request be not granted.

AGRICULTURAL COLLEGE.

I have been unable to visit the Agricultural College, but the State Board of Agriculture have sent me their estimates for the next two

years, aggregating \$52,620. While this does not seem a large sum for so important a school, the college has a substantial endowment fund, and if the board can, without injury to the college, prune their estimates, the farmers will appreciate the effect upon their taxes. The college is so near that I trust your committee will personally investigate its needs, and thus be able to do justice both to the college and your constituents.

OTHER INSTITUTIONS.

I commend also to your committees the interests of the School for the Blind and the Reform School. Opportunity will cheerfully be given for a full understanding of their respective needs. I regret my inability to visit them in person.

The State Public School, the Industrial School for Girls, and the Soldiers' Home, will, I trust, receive your earnest attention. I am unable to speak of them from personal knowledge, but they belong to our system and are justly entitled to their share of your attention.

ASYLUMS FOR THE INSANE.

At the Eastern Asylum I met members of the other Asylum Boards, and the needs of the three institutions were discussed. It was agreed that more room is required in all our asylums. This seems imperative, unless some plan can be devised to relieve them of a large class of patients who are harmless but incurable. It is obvious that if this class were returned to their friends, patients who could be benefited by treatment might be received. If the present practice is adhered to, the demand for more room will be continuous, and the cottage system will be far more economical than the multiplication of separate institutions. The reports submitted by the trustees give full information, and the care of our insane will require your serious consideration.

Michigan is advanced in her treatment of the mentally diseased, and one has only to visit our asylums to be convinced that these unfortunate people receive every needed care and comfort.

PRISONS AND REFORMATORIES.

The Prisons and Reformatories are among our most important institutions, not only as regards the value of the plants and the character of their work, but also as regards the policy which should control them. Successful prison management requires special qualifications in the Warden and his subordinates. Questions other than the confinement and support of convicts are involved in prison government, and long study and familiarity with criminal classes and their conditions are necessary to fit men to deal with them wisely. Believing that our prisons should have the best executive and business talent obtainable for their management, I have elsewhere recommended that all our penal institutions be placed under the control of a single board. This board should, so far as possible, be non-partisan, and should appoint the wardens and have general supervision of the institutions. The wardens of our prisons are the only officers at the head of State institutions who are appointed by the Governor. The other executive heads of

institutions are appointed by the respective governing boards, and sound policy demands that the prison appointments be non-political.

ELECTION LAW.

All are agreed as to the desirability of ballot reform, and our new election law is generally approved as a step in the right direction. The booth feature gives every voter an opportunity to be alone with his ballot, and absolute secrecy is the best guaranty of purity in elections. A practical test of our law has shown that some amendments are needed to render it entirely efficient and satisfactory. I suggest the following:

1. Let the law apply to all elections.
2. Let the distribution or using of ballots outside the booths be prohibited under the severest penalties.
3. Let the ballots be printed by the county clerks under the supervision of the party committees, and be delivered by the county clerks to the inspectors of elections. Let the ballots be paid for by the State in all State elections, and by the townships and cities in township and municipal elections.
4. A more expeditious method of counting should be adopted.
5. I favor the Australian system, or some modification which would render unnecessary the use of slips or pasters.

WAGON ROADS.

I call your attention to the necessity for some change in the laws relating to the highways of the State.

The condition of all wagon roads last winter was sufficient proof that our present system of road making is a waste of time and labor. Roads ordinarily the best were last winter as bad as those on which little or no work had been done. Good wagon roads all the year round would be more to the general advantage, would add more to the value of farms, and yield comfort, convenience, and profit to a larger number of people than any other work for which public money is expended. We claim to be a practical people, but surely our road building has been a failure. A vast amount of labor has been annually expended upon our roads for many years, but it has been done without system and without competent supervision. As a result the labor is largely wasted and yields no final improvement. The establishment of a general system of road making which would gradually, even if slowly, result in permanent good roads throughout the State would be a wise and beneficent reform.

TAXATION.

There is a general feeling among all classes, but more pronounced, perhaps, among the agricultural and industrial people, that public expenditures have increased much more rapidly than the ability of the people to pay, and that our civilization is becoming very expensive. Greater simplicity would better accord with the present circumstances and condition of our people.

There is no desire to lower our standard of civilization or impair the efficiency of our various institutions, but the people believe that

simplicity and wise economy promote, rather than impede, human virtues and improvement. Our people are willing to support generously those public expenses which tend to the general welfare, but they also believe that State taxes are too high, and that no public institution need suffer if less tax was levied. Taxation has steadily increased year by year, while the ability to pay, at least by the largest class of taxpayers, the farmers, has diminished. There should be an effort made to reduce taxation. The demand that only careful and needed expenditures be authorized is imperative and should be heeded.

Your own wisdom and experience will suggest ways and means of affording relief, but I call attention to some features of our present system which seem to me to need correction.

Our system of State taxation needs a thorough revision for the purpose of equalizing the assessment on the two classes of property, that subject to specific tax, and that subject to local taxation. Every industry, business, and property interest should bear its just share of the burden of taxation, but, under our present system, that vast amount of property which pays a specific tax, pays at least one half less in proportion to its value than the property subject to direct and local taxation, thus adding to the burden of those least able to pay, and favoring the corporate wealth of our State.

Another just cause of complaint is that much property is now exempt from taxation that ought not to escape. There seems to be no good reason why property owned and used by railroad, mining, telegraph, and telephone companies, and other associations for private purposes should be exempt from general taxation. I doubt the policy of exempting any property from equal taxation. The granting of special privileges to any class affords just cause of complaint to the masses. I commend this subject of exemptions to your careful consideration.

Many who have given thought to the subject favor a return to the county system for the collection of delinquent taxes. I believe it would be less expensive and more efficient than the present system, which is, in my opinion, cumbersome and costly.

If each county were required to pay to the State its proportion of the State tax, and then given full control of all proceedings to enforce collection by the sale of land, etc., I believe a large saving to the State would follow, and it would make the officers of the townships and counties more watchful of their duties in seeing that the tax is properly and legally laid, and the enforcement of the law would be more certain.

Another feature of taxation which should have your attention is the taxation of real estate on which there is mortgage encumbrance. Justice to the owner of the real estate forbids levying a tax on a larger interest than he may have in the land, yet, for various reasons, it may be difficult to ascertain his exact interest. All agree that the mortgage is evidence of property and should be taxed. Mortgagor and mortgagee should, between them, pay taxes on the full value of the property. California has a statute under which the full tax may be paid by the owner of the land, and such proportion of the tax so paid as the indebtedness bears to the assessed value becomes a legal set-off against the mortgage. As our law stands, the owner of the land pays tax on the full value, be his real interest great or small, while the mortgagee, who is usually the better able to pay, either

escapes taxation, or pays another tax on the same property. If the mortgagee is a non-resident of the State he pays no tax, which is a discrimination against our own people who have money to loan. In the interest of equal taxation I call your special attention to this feature.

I consider this question of taxation the most important with which you have to deal. Nearly all questions would be easy of solution if the cost was not to be considered, but every move costs money, and in the end the people must pay. The time has come when our people demand that unnecessary taxation must cease. State taxes must not increase. Let every request for public aid be sternly denied unless it can be shown that the money is needed for public purposes.

STATE BOARDS.

In this line of economical thought I call your attention to the number of State boards of from three to six members now authorized by law. There are fifteen ex-officio, and thirty official boards, the latter comprising more than one hundred different members. No salary is paid the members, but many of them receive expenses and per diem compensation, and some are allowed a secretary or clerk at a fixed salary. Aside from the question of expense, I believe the public interest would be better served by abolishing many of these boards. I favor having one board of control for all our prisons and reformatories, instead of one for each institution, as at present. Such a board would have the advantage of being able to compare financial and reformatory results in the different institutions, and could establish a uniform system of book-keeping so as to make such comparisons available. Clerical force could be reduced and more economical and efficient administration of these institutions secured. Such a board would be as well qualified to advise in the matter of pardons as the board now organized for that special purpose, and could also perform the duties now entrusted to the State Board of Corrections and Charities. A single board controls the prisons of England, another those of New York State, and I am informed the same policy is followed in most other states of the union.

A similar board could control our educational institutions. We already have a State Board of education whose principal duty is the management of the State Normal School. I believe good results would follow if all our State schools except the University and the Agricultural College were managed by the State Board of Education, and their present boards of control abolished.

With a third Board of Control for our asylums and charitable institutions we would have five boards instead of a dozen or more for the management of the institutions named. The establishment of a single Board of Control for each class of institutions, penal, charitable, and educational, with full control over and responsibility for their proper management would secure better supervision of these important interests. The business of the State should have the best executive talent obtainable, and, so far as practicable, the officers should not be liable to interference except for business reasons. It is for the interest of every citizen that the business of the State be done correctly and economically and based upon true theories.

The duties of the State Board of Health consist largely of the collection of statistics of sickness and meteorological conditions which

affect the health of our people, and of scientific experiments relating to the nature and causes of disease. Provision is already made for the collection of many of these statistics in other ways, at public expense, and such other information as is useful could be collected and published by the Secretary of State.

The last Legislature appropriated more than \$8,000 for a State Weather Service which if continued should give us the meteorological statistics needed. The Medical Department of the State University is supplied with an able corps of professors, and with all the facilities needed for experiment and instruction in the nature, causes and prevention of diseases, and thousands of intelligent physicians, educated under these advantages, are scattered throughout the State. The State Board of Health costs the taxpayers \$15,000 or more annually, and I suggest that you consider whether the discontinuance of this board would be injurious to the public health.

INSURANCE POLICY COMMISSIONER.

We have an Insurance Policy Commissioner, who, with the Commissioner of Insurance and the Attorney General, form a commission to provide a standard form of insurance policy. I suggest the discontinuance of this commission and that the Commissioner of Insurance be required to perform its duties.

STATE GAME AND FISH WARDEN.

The preservation of our game and fish from wanton and unnecessary destruction should be wisely guarded by law. The present law provides for the appointment of a State Game and Fish Warden, at a fixed salary, whose duty it is with the aid of certain deputies, to enforce the statutes relating to birds, game and fish. There seems to be no valid reason why this class of laws cannot be enforced, like any other, by the proper prosecuting and police officers of the counties. I am informed that the Game Warden has very rarely conducted a prosecution in person, but it is done by the local prosecutor at his request. Without such request it is still the duty of a prosecuting attorney to see that all offenders are punished.

The Deputy Game Wardens must get their pay through the Boards of Supervisors, and in many cases the boards have refused any reasonable compensation, and hence the law has been unenforced.

I recommend that the law be so amended that the constables, sheriffs and deputy sheriffs of the counties be specially entrusted with its enforcement, such officers to receive the same fees that are allowed them in other criminal matters. If the changes suggested are made, the office of State Game and Fish Warden would seem unnecessary, and in such case I suggest its discontinuance. The opportunity you have for the discontinuance of appointive offices, without being charged with partisan motives, should be improved where it will serve the public good.

THE WORLD'S COLUMBIAN EXPOSITION.

The World's Columbian Exposition, to be held in a neighboring city, will be an event of great interest to the world at large, and par-

ticularly to the citizens of the United States. The federal government has liberally aided in providing the funds needed by the management, and Michigan is honored in the selection of one of her most esteemed citizens as President of the World's Fair Commission.

Our importance as a State, and the great variety and abundance of our products and resources, suggest the propriety of our being represented at the World's Fair by an adequate exhibit, and you will doubtless be asked to appropriate funds for that purpose. It will be for you to decide what will be for the interest of the State in this matter.

CONCLUSION.

Let us bear in mind, in all our official acts, that we are exercising delegated authority and are sent here to enact the popular will. Public sentiment plainly indicates that our people will no longer patiently submit to the steady increase of public expenditures which has continued through the past twenty-five years. They demand economical administration of public affairs. They demand the abolition of every unnecessary office. They demand that all who enjoy the protection of our laws shall contribute to the cost in just proportion to their means.

Our fidelity to the interests and rights of the masses will be the measure of our success. If we give to our public duties the care and zeal we give to our own affairs, the people will be quick to see and approve.

I assure you of my earnest desire to co-operate with you to the extent of my power in expediting your work and promoting the public good.

A business session, short and economical, will command popular approval.

EDWIN B. WINANS.

EXECUTIVE OFFICE, January 7, 1891.

The committee appointed to confer with a like committee on the part of the House regarding the election of a Postmaster and Assistant Postmaster reported that they had considered the matter and that a concurrent resolution coming from the House would name H. Engelman for Postmaster and F. A. Clise as Assistant Postmaster.

Report accepted and committee discharged.

The President announced that he had made the following changes in the appointment of Senators upon standing committees, with the consent of the Senators interested:

Mr. Milnes to take the place of Mr. Wilkinson on the committee on cities and villages.

Mr. Wilkinson to take the place of Mr. Milnes on the committee on public improvements.

The Senate then proceeded to the regular order of business.

PRESENTATION OF PETITIONS.

Mr. Wisner presented the following protest of James H. Morrow against the admission of Hon. George B. Horton to a seat in the Senate:

To the Honorable Senate of the Legislature of Michigan:

I respectfully notify your honorable body that I contest the seat of Hon.

Geo. B. Horton, admitted as certified elected from the Fifth Senatorial District, comprising the county of Lenawee, basing my contest on the following grounds:

First—For gross irregularities and frauds in the conduct of the election and counting ballots in Hudson.

(a). Tally sheets show 904 ballots; the number taken from the box, 903; double ballots, 13. Labor tickets on which there was no candidate for Senator either voted for by slips or otherwise, 7.

Total votes for county officers and Senator to be counted..... 883

No. votes for Senator returned as follows:

Geo. B. Horton..... 447

James H. Morrow..... 366

L. C. Chase..... 74

Total returned by board..... 887

This in face of the fact that on several tickets no Senator was voted for. For county clerk the board certified and returned a total of 900 votes, or 17 more than could possibly have been legally cast.

(b). C. C. Pease, a deputy sheriff under the sheriff who was a candidate for re-election, was gate keeper at the entrance to the booths, and at the close of the polls assumed to act and did act as an inspector, aiding in counting and stringing the ballots, and was not sworn as an inspector or other official. He was in continuous communication with outside parties relative to returns from other precincts in the county as the count progressed, and the count was delayed some twelve hours after all other precincts had been heard from, it not being finished till about 11 o'clock on the night of November 5th.

(c). The ballots, on the completion of the count, were thrown into a booth and left entirely unguarded, and Inspector Swaney, chairman, said he did not know what became of them, but that he told the town clerk he better nail them up in a box and preserve them, and he did not know when the canvassing board met what had been done with the ballots, so he said when asked concerning it.

(d) Tally clerk Peck, charged with false tallying, was, on protest of Inspector Stephenson, removed by Chairman Swaney from the position.

(e) Figures on the tally sheet were changed. Clerk Hiller, when the board met Thursday afternoon of the 6th to make returns, admitted to changing the tally sheets after the vote was announced, so as to agree with the vote as announced the night before, the tally sheets being illegally left in his possession.

Your petitioner charges that telephone communication was frequent between republican leaders and Mr. Horton at the county seat during the count, and Hudson republicans including Mr. Pease, so that the board there were enabled to return sufficient votes to give Horton a majority on the face of the returns.

Second—The said Geo. B. Horton, at the date of election, and for a long time thereafter, was postmaster at Fruit Ridge, Lenawee county, Mich., having held the office for several years, and until his successor was qualified and commissioned, which was not until December last; therefore said Horton was by virtue of Art. IV, Sec. 6, of the constitution of Michigan, ineligible to the office of Senator in the Legislature, and all votes cast for him were void.

Third—There were illegal votes and gross irregularities in the city of Adrian, whereby your petitioner was deprived of several votes, and illegal, unlawful ballots were given the said Geo. B. Horton.

(a) In the third ward of Adrian, college students not residents of Adrian but residents of other states, were by a republican board registered and their votes received. Other votes in this ward were illegally and unlawfully refused registration, and deprived of the right to vote, and who if permitted to cast a vote would have voted for your petitioner.

(b) In the fourth ward during temporary absence of the Challenger two republicans not registered were permitted to vote, and voted for Mr. Horton, such votes being illegal.

Fourth—The ballots furnished by the Secretary of State were not uniform in color or weight and so marked was the difference, that there was no secrecy in the ballot, whereby many republican voters in the fear of their employers were constrained to vote for Mr. Horton, who would otherwise have voted the democrat ticket or portions thereof, including your petitioner. That in the strong republican precinct of Ogden the inspectors prepared a ballot box with transparent glass sides, so the color and kind of ticket voted could be easily told by the voters, and the secrecy of the ballot was thereby evaded and ignored to the detriment of your petitioner.

For these, and for many other illegal fraudulent acts in conducting the election, your petitioner respectfully protests against permitting the said Horton to be seated as Senator from the Fifth Senatorial District, and prays that petitioner may be awarded the seat to which he was fairly and honestly elected, there having been cast for him in said county, and counted by the canvassing board, a total of 5,172 votes, against 1,125 cast for L. C. Chase, these being the only legal ballots cast for Senator in the State Legislature of the 5th Senatorial District of the State of Michigan, January 9, 1891.

JAMES H. MORROW.

Mr. Wisner moved that the reading of the protest be dispensed with; Which motion prevailed.

Mr. Wisner gave notice that at some future time he would move the appointment of a select committee of five to investigate and report upon the matters set forth in the above protest.

REPORTS OF SELECT COMMITTEES.

The select committee on the assignment of rooms for the use of the various committees reported as follows:

The committee on assignment of rooms, to whom was referred the location of the Senate committee rooms, respectfully report that they have had the same under consideration, and beg leave to report to the Senate, recommending that the committees of the Senate be assigned to committee rooms as follows:

Room A—Committee on engrossment and enrollment, and engrossment and enrollment clerk and assistant.

Room B—Committee on judiciary.

Room C—Committee on judiciary, committee on expiring laws, committee on mining schools and mining interests, committee on constitutional amendments, and joint and select committees, and committee on University.

Room D—Secretary of Senate.

Room E—Finance and appropriations, committee on Agricultural College, committee on Industrial Home for Girls, Reformatory at Ionia, and committee on supplies and expenses.

Room F—Committee on cities and villages and executive business, committee on geological survey, committee on immigration, committee on Reform School, committee on religious and benevolent societies.

Room G—Committee on Railroads and fisheries, committee on agricultural interests, committee on rules and joint rules, committee on State public schools.

Room H—Committee on counties and townships, liquor traffic, roads and bridges, committee on School for the Blind, committee on Soldiers' Home, committee on State Prison, and committee on State Library.

Room I—Committees on education and public schools, insurance and labor interests.

Room J—Sergeant-at-Arms and Assistant Secretary.

Rooms K and L—Committee on banks and corporations, committee on State affairs, committee on asylums for insane, committee on asylum for criminal insane, committee on claims and public accounts, committee on federal relations, committee on horticulture, committee on House of Correction at Marquette, committee on lumber interests, mechanical interests and military affairs.

Room M—Committee on Institution for Deaf and Dumb, committee on Normal School, committee on printing, committee on public buildings, committee on public health, committee on public improvements, committee on public lands and committee on saline interests.

CHAUNCEY W. WISNER,
PETER GILBERT,
A. OREN WHEELER,

Committee.

On motion of Mr. Wisner,
The report was received and adopted.

MESSAGES FROM THE GOVERNOR.

The President announced a communication from the Governor submitting nominations to the Senate.

The communication by unanimous consent was referred to the committee on executive business.

NOTICES.

Mr. Bastone gave notice that he would at some future day ask leave to introduce

A bill to regulate the uniformity of, and to provide text books in all public schools throughout the State, and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend the act providing for the retirement of aged and disabled firemen and the payments of pensions to the widows and children of deceased firemen killed in the service of the city of Detroit.

Mr. Milnes gave notice that at some future day he would ask leave to introduce

A bill to amend the act for the incorporation of railroads and to add three new sections thereto.

RESOLUTIONS.

Mr. Sabin introduced the following resolution:

Resolved, That the President be requested to appoint a special committee of three to separate the various recommendations of the outgoing and the present governor, as made in their messages, and that after such separation the various recommendations be referred to the proper committees with instructions to report thereon;

Which resolution was adopted.

Mr. Wisner introduced the following resolution:

Resolved, That the President be empowered to appoint a special committee of five Senators to act upon the petition and protest of Charles A. Fridlender and to investigate the charges made in said protest and petition;

Which resolution was adopted.

Mr. Gilbert offered the following resolution:

Resolved, That the Sergeant-at-Arms be authorized to procure suitable badges for himself and his two assistants, the chief janitor and his assistants and for the messenger boys of the Senate and to see that one is worn by each at all times when on duty; provided, said badges shall not exceed one dollar each.

Which resolution was adopted.

Mr. Sabin offered the following resolution:

Resolved, That each member, officer and employé of the Senate having claims for mileage, is hereby respectfully requested to make out and present to the committee on finance and appropriations at as early a moment as practicable, a written and subscribed statement of the amount of mileage to which he is entitled as estimated by the usually traveled route;

Which resolution was adopted.

Mr. Wisner introduced the following resolution:

Resolved by the Senate, That each Senator, when introducing a bill which is an amendment to a statute, be and he is hereby required to include in brackets, drawn in red ink, the proposed amendment or amendments, and to indicate by red ink asterisks all omitted portions of the proposed amended statute;

Which resolution was adopted.

INTRODUCTION OF BILLS.

Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate bill No. 1, entitled

A bill to amend the general railroad law relative to consolidations being sections 29 and 30 of article II of the act entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in the State," approved May 1, 1873, being chapter 91, of Howell's annotated statutes as the same is amended by Act No. 174 of the laws of 1873, approved June 7, 1883, the same being Howell's sections 3343, 3344 as amended.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. McCormick, previous notice not having been given, by unanimous consent, introduced

A bill to amend section 15 of chapter 26 of act No. 178 of the public acts of 1873 being section 2707 of Howell's annotated statutes, relative to paying or contracting for payment by the municipal authorities of cities for improvements, work, repairs or expenses.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

On motion of Mr. Wisner,

The Senate adjourned.

Lansing, Tuesday, January 13, 1891.

The Senate met and was called to order by the President at 2 o'clock P. M.

Religious exercises by Rev. H. S. Jordan.

Roll called; a quorum present.

The President announced the following Senators as a select committee to investigate and report upon the protest of Chas. A. Fridlender against the right of Hon. Benjamin C. Morse to a seat in the Senate:

Messrs. Crocker, Bastone, Gilbert, Taylor, Fleshiem.

The President also announced the following Senators as a select committee to separate the various recommendations of the outgoing and present governors, and to report thereon such separation with recommendations of reference:

Messrs. Boughner, Beers and Milnes.

PRESENTATION OF PETITIONS.

No. 1. By Mr. Beers: Petition of W. L. Osborn, Wyman Ditzee and 58 others relative to the withholding of all appropriations intended for the support of any form of sectarianism in our public institutions.

Referred to committee on finance and appropriations.

No. 2. By Mr. Wilkinson: Petition of Thos. J. Foster and 23 others residents of the Island of South Manitou, asking to be set off from the county of Manitou and to be annexed to the county of Leelanaw.

Referred to committee on counties and townships.

No. 3. By Mr. Porter: Resolution of the board of supervisors of Ottawa county for the repeal of section No. 27, act No. 231, public acts of 1889, in regard to building fences and crossings.

On motion of Mr. Porter,

The resolution was spread at large on the Journal as follows:

"Mr. Pruim offered the following resolution:

"WHEREAS, section 27 of act No. 231, public acts of Michigan, of 1889 provides that in opening highways across railroads, said railroad company shall be entitled to receive the actual value of the land taken, and also the cost of opening, constructing, and maintaining such crossing in a safe

condition, by making suitable approaches to and across its right of way and track, and such cattle guards, fences, and other protection;

"AND WHEREAS, Said act does not make provision to pay any other person for building fences, crossings, nor does the law make any provision to pay for keeping fences in repair except at those crossings belonging to railroad companies; therefore

"*Resolved*, In the name of the people whom we represent, we do most earnestly petition our Representatives and Senators to repeal said act, and re-enact the law of 1883;

"*And further resolved*, That the clerk of this board forward a copy of these resolutions to our Senator and Representatives.

"Which was adopted by a unanimous vote.

"STATE OF MICHIGAN, }
"County of Ottawa, } ss.

"I, Walter S. Cole, clerk of said county, and of the board of supervisors thereof, do hereby certify that I have compared the above with the original resolution of record in the proceedings of the board of supervisors of said county, of the 20th day of October, 1890, and that it is a true transcript of such original resolution, and of the whole thereof.

"In testimony whereof I have hereunto set my hand and affixed the [L. S.] seal of said county, this 29th day of November, A. D. 1890.

"WALTER S. COLE, Clerk."

The petition was referred to the committee on judiciary.

No. 4. By Mr. Porter: Resolution of the board of supervisors of Ottawa county for the repeal of a part of act No. 193 public acts of 1889, being an act for the relief of indigent soldiers.

On motion of Mr. Porter,

The resolution was spread at large on the Journal as follows:

"Mr. Pruim offered the following resolution:

"WHEREAS, Under act No. 193, public acts of Michigan, 1889, being an act to provide for the relief of soldiers outside of the Soldiers' Home, of honorably discharged indigent Union soldiers, sailors and marines and the indigent wives, widows and minor children of said persons it is the duty of the board of supervisors of this State to levy a tax not exceeding one-tenth of one mill for the relief of above named persons, and said relief to be expended under the direction of a commission to be appointed by the judge of probate of each county;

"AND WHEREAS, The appointment of said commission is an injustice to the taxpayer, an injustice to those entitled to said relief, because of the expense of said commission in holding meetings necessary to transact the business, for whom they are appointed; therefore

"*Resolved*, That we most earnestly petition our Representatives and Senators of the State of Michigan to repeal everything of said act pertaining to the appointment of said commission;

"*Resolved*, That a copy of these resolutions be forwarded to our Senator and Representatives by the clerk of this board.

"Resolution adopted.

"STATE OF MICHIGAN, }
"County of Ottawa, } ss.

"I, Walter S. Cole, clerk of said county and of the board of supervisors thereof, do hereby certify that I have compared the above with the orig-

inal resolution of record in the proceedings of the board of supervisors of said county on the 20th day of October, 1890, and that it is a true transcript thereof and of the whole of such original resolution.

"In testimony whereof, I have hereunto set my hand and affixed the seal of said county this twenty-ninth day of November, A. D. 1890.

[L. S.]

"WALTER S. COLE, *Clerk.*"

The petition was referred to the committee on military affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages would most respectfully report that they have selected Thomas Farrell, of Detroit, as clerk of said committee.

JOHN S. BEERS, *Chairman.*

By the committee on judiciary:

The members of the Senate judiciary committee would respectfully report to your honorable body that they have elected John O'Gorman, of the city of Saginaw, as the clerk of their committee.

C. W. WISNER, *Chairman.*

By the committees on counties and townships, roads and bridges and liquor traffic:

The joint committee on counties and townships, roads and bridges, and liquor traffic would most respectfully report that they have selected Stephen Sims, of Carleton, as clerk of said committees.

AUGUSTIN McCORMICK,

Chairman committee on counties and townships.

By the committees on education and public schools, insurance and labor interests:

The joint committees on education and public schools, insurance, and labor interests would most respectfully report that they have selected John F. Gudenau, of Detroit, as clerk of said committees.

GEO. W. SHARP,

A. B. BROWN,

PETER E. PARK,

JOSEPH FLESHIEM,

Of Committee on Labor Interests.

FRANK SMITH,

JOHN S. BEERS,

JOSEPH FLESHIEM,

Of Committee on Insurance.

JOHN BASTONE,

M. SABIN,

Of Committee on Education and Public Schools.

By the committees on railroads and fisheries:

The members of the railroad and fisheries committees of the Senate would respectfully report to your honorable body that they have elected F. Stewart Isham of the city of Grand Rapids as clerk of their committees.

PETER DORAN,

Chairman of Railroad Committee.

PETER E. PARK,

Chairman of Fisheries Committee.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 12, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That Hieronymous Engleman be and is hereby elected to the office of Legislative Postmaster, and F. A. Clise be and is hereby elected to the office of Assistant Legislative Postmaster;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very Respectfully,

LYMAN A. BRANT.

Clerk of the House of Representatives.

On Motion of Mr. Doran,

The Senate concurred in the concurrent resolution by the following vote:

YEAS.

Mr. Bastone	Mr. Holcomb	Mr. Porter	Mr. Toan
Benson	Horton	Prindle	Weiss
Beers	McCormick	Sabin	Wheeler
Boughner	Miller	Sharp	Wilcox
Crocker	Milnes	Smith	Wilkinson
Doran	Morse	Stevens	Withington
Fleishiem	Mugford	Taylor	Wisner
Garvelink	Park		
			30

NAYS.

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NOTICES.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to provide for the committing of pauper insane persons to the Wayne County Insane Asylum, and for the transfer of such persons to the State asylum, and from the State asylum to the said county asylum, and to provide for the support and maintenance of such insane persons.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula for and during the session of 1891.

Mr. Boughner gave notice that on some future day he would ask leave to introduce

A bill for the repeal of the registry law in townships.

Also,

An amendment to the law regulating the powers and duties of highway commissioners.

Mr. Park gave notice that on some future day he would ask leave to introduce

- A bill providing for a salary, clerk and court rooms, for circuit court commissioners for the county of Wayne.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill to prohibit the use of free passes on railroads by members of the Legislature and by State officers.

Mr. Wilcox gave notice that on some future day he would ask leave to introduce

A bill to amend section fifty-seven, of chapter one hundred and seventy six, of the compiled laws of eighteen hundred and seventy-one, relative to courts of chancery, as amended by the several acts amendatory thereof, and being compiler's section six thousand six hundred and forty-seven of Howell's annotated statutes.

Mr. Brown gave notice that on some future day he would ask leave to amend act No. 263, of the session laws of 1889, entitled an act to prescribe the manner of conducting and to prevent fraud and deception at general elections in this State, approved July 5, 1889.

Mr. Sharp gave notice that on some future day he would ask leave to introduce

A bill to establish employment offices in certain cities.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to make the offices of county clerk, county treasurer and register of deeds for Kent county in the State of Michigan salaried offices in lieu of fees as at present.

Mr. Wilkinson gave notice that on some future day he would ask leave to introduce

A bill to set off from the county of Manitou the North and South Manitou Islands and annex the same to the county of Leelanaw.

Mr. Holcomb gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Gaylord.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to abolish the State Board of Health, to repeal an act entitled an act to establish a State Board of Health, to provide for the appointment of a Superintendent of Vital Statistics and to assign certain duties to local boards of health, approved April 12, 1879, and all acts amendatory thereof or supplemental thereto.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to abolish the Board of Corrections and Charities and to repeal an act entitled, an act to provide for the appointment of a board of commissioners for the general supervision of penal, pauper and reformatory institutions, and defining their duties and powers approved April 17, 1871, and all acts amendatory thereof or supplemental thereto.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to repeal an act, known as act No. 2 of the public acts of 1887, being an act making an appropriation for the equipment, support and expenses of a State weather service.

Mr. Wisner gave notice that at some future day he would ask leave to introduce

A bill to repeal an act known as act No. 259 of the public acts of 1887, being an act to provide for an independent forestry commission of the State of Michigan and to define its duties and powers and to provide for its expenses thereof."

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to repeal an act known as act No. 28 of the session laws of 1887, being an act to provide for the appointment of a Game and Fish Warden and to prescribe his powers and duties."

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to repeal an act known as act No. 161 of the public acts of 1889 entitled, "An act to authorize the employment, fixing the compensation and defining the duties of stenographers in the taking and transcribing of testimony in cases of the examination of offenders before justices of the peace in the county of Saginaw, charged with felonies not triable before a justice of the peace."

MOTIONS AND RESOLUTIONS.

Mr. Fleshiem offered the following resolution:

Resolved, That the Secretary of the Senate furnish to the reporters in regular attendance upon the session, copies of all printed matter supplied to the Senators;

Which resolution was adopted.

Mr. Milnes offered the following resolution:

Resolved, That the Sergeant-at-Arms be instructed to see that the usual supply of mineral water be supplied for the use of the Senate;

Which resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That the committee appointed to act upon the protest of Charles A. Fridlender against the right of Hon. Benjamin C. Morse to hold a seat in the Senate as Senator from the 26th senatorial district be, and they are hereby, instructed to proceed as soon as possible to investigate the allegations and charges contained in said protest, and to notify said Morse and Fridlender when and where said investigation will be held; and that said committee be, and they are hereby, authorized to take testimony, to send for persons and papers, and to employ all the necessary clerical assistance, and that they report to the Senate as soon as practicable the result of their investigation, with such recommendation as they may think proper to make thereupon.

Mr. Milnes moved that the resolution lie upon the table for one day;

Mr. Milnes called for the yeas and nays.

The motion then prevailed by the following vote, the Senators voting thereon as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Park	Mr. Toan
Beers	Holcomb	Porter	Weiss
Boughner	Horton	Prindle	Wheeler
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson

Mr. Doran
Fleishiem
Garvelink

Mr. Milnes
Morse.
Mugford

Mr. Smith
Stevens
Taylor

Mr. Withington
Wisner. 31

NAYS.

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INTRODUCTION OF BILLS.

Mr. Milnes, previous notice having been given, and leave being granted, introduced

Senate bill No. 3, entitled

A bill to amend an act entitled, "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management and to fix the duties and liabilities of all railroad and other corporations owning and operating any railroad in this State," approved May 1, 1873, as subsequently amended by adding three new sections relative to consolidated roads to stand as sections 49, 50 and 51 of article II of said act.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Doran, previous notice not having been given, by unanimous consent introduced

Senate bill No. 4, entitled

A bill to provide for the incorporation of "The Legion of the Cross."

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 12, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That the Governor be and hereby is authorized to appoint a messenger for duty in the executive office during the present session of the Legislature.

Which has passed the House by a majority vote of all members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

Mr. Doran moved that the Senate concur in the concurrent resolution; Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 13, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

Resolved by the Senate (the House concurring), That the State Printer be instructed to forward one copy of the daily Journal to each daily and

weekly newspaper published within the State, and to each State officer, or member of State commission, supreme, circuit and probate judge, county clerk, county treasurer, and register of deeds, prosecuting attorney, and circuit court commissioner, and to each public library, and that the amount of postage stamps furnished by the postmaster at Lansing for the payment of postage on such copies of said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State Printer, showing that such stamps have been *purchased and used only* for the payment of postage on *said copies* of said Journal hereby ordered to be distributed.

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

Received and laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 13, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That the Postmaster be authorized to appoint a messenger to serve during this session of the Legislature.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

Mr. Wisner moved that the Senate concur in the concurrent resolution; Which motion prevailed by the following vote:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Taylor	
Benson	Gilbert	Park	Toan	
Beers	Holcomb	Porter	Weiss	
Boughner	Horton	Prindle	Wheeler	
Brown	McCormick	Sabin	Wilcox	
Crocker	Miller	Sharp	Wilkinson	
Doran	Milnes	Smith	Withington	
Fleishem	Morse	Stevens	Wisner	32

NAYS.

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The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 13, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That the State printer be instructed to forward one copy of the Daily Journal to each of the educational, charitable, penal, pauper and reformatory institutions of the State, and that the amount of postage stamps furnished by the postmaster at Lansing, for the payment of postage on such copies of said Journal, be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills for such postage, duly certified by the postmaster at Lansing, and by the State Printer, showing that such stamps have been purchased and used, only for the payment of the postage on said copies of said Journal hereby ordered to be distributed.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

Mr. Doran moved to amend by inserting after the words "reformatory institutions of the State," the words, "recorder's court of the city of Detroit, and the superior court of the city of Grand Rapids;"

Which motion prevailed.

Mr. Doran then moved the adoption of the concurrent resolution, as amended;

Which motion prevailed.

Mr. Wisner offered the following resolution:

Resolved, That the Sergeant-at-Arms of the Senate be and he is hereby authorized to appoint one messenger;

Which resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That John O'Gorman, the clerk of the judiciary committee, be designated as chief committee clerk of the Senate, with power to assign any of the committee clerks (when not employed by their respective committees) to perform any clerical work for any committee who have not been assigned a clerk or for any member of the Senate on business connected with the Senate;

Which resolution was adopted.

On motion of Mr. Gilbert,

The Senate went into

EXECUTIVE SESSION,

The time being 2.40 o'clock P. M.

The executive session closed, the time being 2.50 o'clock P. M.

On motion of Mr. Milnes,

The Senate adjourned.

Lansing, Wednesday, January 14, 1891.

The Senate met and was called to order by the President.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 5. By Mr. Garvelink: Petition of A. Lincoln Post No. 19, G. A. R., Department of Michigan, relative to the appropriation of money to be used towards defraying the expenses of a National Encampment of the Grand Army of the Republic at Detroit.

On motion of Mr. Garvelink the petition was ordered read and spread upon the Journal.

The petition is as follows:

HEADQUARTERS A. LINCOLN POST, NO. 19, G. A. R., }
DEPARTMENT OF MICHIGAN. }
Bangor, Mich., January 9, 1891.

To the Honorable the Senate and House of Representatives of Michigan, in Legislature assembled:

Your petitioners, A. Lincoln Post, No. 19, Department of Michigan, G. A. R., numbering one hundred and twenty-five members, believing that the holding of the national encampment, Grand Army of the Republic, within the borders of our State will redound, not only to the credit of our commercial metropolis, the beautiful "Queen City of the Straits," but to the entire State, honoring alike all its people, and especially the veterans of the great war of the rebellion, whose welfare, comfort and happiness the loyal people of our grand commonwealth have ever promoted, most respectfully and unanimously request your honorable body at an early day in the present session to appropriate a sum of money, not less than fifty thousand dollars (\$50,000), to assist in defraying the expenses of the said national encampment to be held in the city of Detroit in the season of 1891. For the appropriation of said money your petitioners will ever pray.

Official:

THOMAS HORTON, *Adjutant.*

I. M. HARVEY,

Post Commander.

The following resolution was unanimously adopted:

Resolved, That copies of the annexed petition with this resolution be forwarded to Hon. J. W. Garvelink, State Senator from this, the 10th senatorial district, and to Hon. Milan Wiggins, Representative from the 2d district of Van Buren county, requesting that it be properly presented to each branch of the Legislature.

Official:

THOMAS HORTON, *Adjutant.*

I. M. HARVEY,

Post Commander.

The petition was referred to the committee on military affairs.

No. 6. By Mr. Garvelink: Resolution of the board of supervisors of Allegan county, relative to the present system of collecting delinquent taxes.

On motion of Mr. Wisner, the resolution was ordered spread upon the Journal.

The resolution is as follows:

Supervisor Baldwin offered the following resolution:

WHEREAS, The present system of the return of delinquent tax lands to the Auditor General by each county is an enormous and increasing expense upon the taxpayers of the State of Michigan;

AND WHEREAS, This enormous and unnecessary expense can be avoided by suitable legislation giving each county the control of its delinquent tax lands;

AND WHEREAS, By the present system of keeping accounts with each county, it is impossible for the county treasurers of the several counties to understand the method of keeping the several accounts with the State; said accounts being now arbitrarily kept by the State, the several counties have only to submit to the accounts made by the State officers and no balance can be made of accounts at any time between the State and county, the counties have to submit to the demands of the State upon them without knowing whether correct or not;

AND WHEREAS, It would simplify and lessen the expense to the taxpayers of the State for each county to pay over to the State its apportionment of the State taxes in money and for each county to deal with its own delinquent tax lands; therefore

Be it Resolved, That our State Senator and members of the Legislature be requested to use their best endeavors to secure legislation to that end, and as recommended and set forth in the exaugural address of His Excellency, Hon. Cyrus G. Luce, and the inaugural of His Excellency, Hon. Edwin B. Winans, Governor of the State of Michigan, and that the clerk of this board send a copy of this preamble and resolution to the Hon. Jan W. Garvelink, Hon. R. C. Eaton, and Hon. John Kolvoord, at Lansing, Michigan.

Dated January 10th, A. D. 1891.

Upon motion, the above resolution was adopted by the board.

CHAS. L. BARRETT, *Clerk*.

REPORTS OF STANDING COMMITTEES.

By the committees on State affairs and supplies and expenses:

The Senate committees on state affairs and supplies and expenses would respectfully report that at a meeting held on the 13th day of January, a majority being present, they elected as their clerk, Mr. James I. David of Grosse Isle.

Signed,

GEORGE W. SHARP,
Chairman committee State affairs.

WILLIAM MILLER,
Chairman committee supplies and expenses.

By the committee on finance and appropriations:

The committee on finance and appropriations, would respectfully report to your honorable body that they have elected O. S. Ryerse of West Bay City, Bay county, as clerk of their committee.

Respectfully submitted,

PETER GILBERT, *Chairman.*

Lansing, Mich., Jan. 14, 1891.

NOTICES.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to amend chapter No. 151, Howell's annotated statutes, by adding a new section thereto, authorizing the incorporation of subordinate and grand cantons of the Independent Order of Odd Fellows.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to authorize the incorporation of Grand and Subordinate Castles and Commanderies of the Knights of the Golden Eagles.

Mr. Wheeler gave notice that on some future day he would ask leave to introduce

A bill to amend chapter 1, of act No. 48, of the session laws of 1882, entitled "An act to re-incorporate the city of Manistee," approved March 15, 1882.

Mr. Wilcox gave notice that on some future day he would ask leave to introduce

A bill to create the thirtieth judicial circuit, providing for the holding of courts therein, and for the employment, duties and compensation of a stenographer for said circuit.

Mr. Wilkinson gave notice that on some future day he would ask leave to introduce

A bill to regulate the purchase of supplies for State institutions.

Mr. Wheeler gave notice that on some future day he would ask leave to introduce

A bill providing for the appointment, fixing the compensation and defining the duties of an official stenographer for the 28th judicial circuit, State of Michigan.

Mr. Wilkinson made request that the petition presented by him yesterday, asking for the setting off of the island of South Manitou from the county of Manitou, and the annexing of said island to the county of Leelanaw, be spread upon the Journal.

Such request was granted.

MOTIONS AND RESOLUTIONS.

Mr. Prindle offered the following resolution:

Resolved, That the Sergeant-at-Arms be and he is hereby ordered and directed to furnish (and keep up the same as they are printed) files of the Legislative Journal, and bills and resolutions of each branch of the Legislature, for the use of the committees of the Senate, a file of each of the following being furnished separately for each committee room used by committees, viz.: A file of the Journal, a file of the Senate bills, a file of the Senate resolutions, a file of the House bills, a file of the House resolutions, and a file of the joint resolutions of the Senate and House;

Which resolution was adopted.

Mr. Bastone offered the following resolution:

Resolved, That a committee of three be appointed to visit the the several departments and ascertain what unnecessary, if any, public reports and other printed matter is circulated among the general public, without any real benefit to them. And it shall be the duty of said committee during this session, at their earliest convenience to make a general report to the Senate of all such unnecessary printed matter and make such suggestions relative to the general printing and the laws pertaining thereto as they may deem proper;

Which resolution was adopted.

Mr. Sabin offered the following resolution:

Resolved, That no bill or resolution referred to a standing or select committee shall be reported upon adversely by said committee until such time as the introducer of said bill or resolution shall have been notified and given sufficient time to appear and show cause why said bill or resolution should be reported favorably;

Which resolution was adopted.

Mr. Crocker offered the following resolution:

Resolved, That the committee on supplies and expenses be and they are hereby authorized and empowered to furnish a full set of the Western Reporter and the Northwestern Reporter from December 28, 1889, to date and to keep said publications up during the Session of the Legislature; also to furnish one set of Jacobs & Cheney's new digest of Michigan for the use of the judiciary committee in the Senate;

Which resolution was adopted.

Mr. Toan offered the following resolution:

Resolved (the House concurring), That the Attorney General be, and is hereby authorized to appoint a messenger for duty in the Attorney General's office during the present session of the Legislature.

Which resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That the President be empowered to appoint a special committee of five Senators to act upon the petition and protest of James H. Morrow, and to investigate the charges made in said protest and petition;

Which resolution was adopted.

Mr. Wisner moved to take from the table the resolution which was laid on the table yesterday, in the matter of the protest of Charles W. Fridlander against the right of Benjamin C. Morse to a seat in the Senate;

Which motion did not prevail, the vote being as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Mugford	Mr. Sharp	
Boughner	Holcomb	Park	Smith	
Crocker	McCormick	Porter	Wisner	14
Doran	Miller			

NAYS.

Mr. Bastone	Mr. Horton	Mr. Stevens	Mr. Wheeler	
Benson	Milnes	Taylor	Wilcox	
Brown	Morse	Toan	Wilkinson	
Fleishiem	Prindle	Weiss	Withington	18
Garvelink	Sabin			

INTRODUCTION OF BILLS.

Mr. Wilcox, previous notice having been given, and leave being granted, introduced

Senate bill No. 5, entitled

A bill to amend section 57 of chapter 176 of the compiled laws of 1871, relative to courts of chancery, as amended by the several acts amendatory thereof, and being compiler's section 6647 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Brown, previous notice having been given, and leave being granted, introduced

Senate bill No. 6, entitled

A bill to prohibit the use of free passes on railroads by members of the Legislature and State officers.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Smith, previous notice having been given, and leave being granted, introduced

Senate bill No. 7, entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula, for and during the session of 1891.

The bill was read a first and second time by its title and referred to the committee on finance and appropriation.

The following appointment by the Sergeant-at-Arms was announced:

Lansing, January 13, 1891.

To the Senate:

Pursuant to a resolution of the Senate, I hereby appoint Frederick Maginn as my messenger.

JOHN ANDREW,
Sergeant-at-Arms.

The following appointment by the Postmaster was announced:

Lansing, January 14, 1891.

To the Senate:

GENTLEMEN—In accordance with a joint resolution of the Senate and House of Representatives, authorizing me to appoint a messenger boy for the postoffice department of the Legislature, I have this day appointed to that position George F. Cogley.

H. ENGELMAN, *Postmaster.*

The President announced the following Senators as a select committee to investigate and report upon the protest of James H. Morrow against the right of Hon. George B. Horton to a seat in the Senate:

Messrs. Park, Miller, Wilcox, Milnes and Garvelink.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 14, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 8, entitled

A bill to provide for ceding to the United States of America exclusive jurisdiction over the site and grounds selected for the erection of a public building for the use of the United States Post Office and for other public purposes in the city of Lansing, Michigan during the time the United States shall be or remain the owner thereof for all purposes, except the administration of the criminal laws of the State of Michigan and the service of civil process therein,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

Mr. Wilcox moved that the rules be suspended and that the bill be put upon its immediate passage,

Which motion did not prevail, the vote being as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Milnes	Mr. Stevens	
Benson	Holcomb	Sharp	Wilcox	
Brown	Horton	Smith	Wisner	
Crocker	McCormick			14

NAYS.

Mr. Beers	Mr. Miller	Mr. Prindle	Mr. Weiss	
Boughner	Morse	Sabin	Wheeler	
Doran	Mugford	Taylor	Wilkinson	
Garvelink	Park	Toan	Withington	
Gilbert	Porter			18

The bill was then read a first and second time by its title and referred to the committee on federal relations.

On motion of Mr. Park,

The Senate adjourned.

Lansing, Thursday, January 15, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. H. M. Morey of Ypsilanti.

Roll called: a quorum present.

Mr. Wilkinson made request that the petition heretofore presented by him, asking for the setting off of the islands of North and South Manitou from the county of Manitou, and the annexing of said islands to the county of Leelanaw, be spread upon the Journal.

Such request was granted.

The petition is as follows:

We, the undersigned residents of the North and South Manitou Islands, do hereby petition the Legislature of the State of Michigan to set off the said islands from Manitou county, and annex them to Leelanaw county.

Sixty miles of open sea separates us from the county seat at Beaver Island, which makes it impossible for about nine months in the year to reach the county seat for any business.

The right of suffrage is the pride and boast of the American heart. The right does not exist, and if it did we could not exercise it because of the great inconvenience. Our voice in town, county, State, and National affairs has never yet been heard, however important they may be to us. Our tax-rolls are made up and the collector comes and gathers the taxes, assessing an extra burden of seventy-five or a hundred dollars for the privilege, yet we have never been represented in county matters, nor does a cent ever find its way back for either school or township purposes. If

we have any schools they are maintained by subscription. We can get no licensed teachers because of the inconvenience of getting a certificate. The burden of taxation comes, but gives in return none of those transcendent privileges and protection to which we should be entitled and of right ought to have.

We have no means of enforcing our rights by judicial procedure, because of the great distance and costs to obtain relief.

The islands are situated about twelve miles north of Leelanaw County, and about fourteen miles from the county seat, which makes it an easy matter to go and come in a day. A township organization could be effected, and all political business done with the county of Leelanaw.

To the end, therefore that the said islands be set over and annexed to Leelanaw county, we most respectfully submit this petition for the kind consideration of the Legislature of Michigan, hoping it may receive favor at your hands and grant us the relief sought and so much needed.

Thos. J. Foster,	Willi West,
C. S. Mercer,	Peter Wendling,
T. J. Armstrong,	Georg Hutzler,
C. Hutzler,	Albert Beck,
C. Ankerson,	Thomas Thompson,
B. G. Johnson,	Nelson Knudser,
W. R. Ebank,	Christ. Beck,
August Beck,	Alfred Armstrong,
Theodore Beck,	Willie Buckler,
William Kitchen,	A. R. Mercer,
P. Illana,	Andrew Enxon,
Thomas Kitchen,	Wm. S. Armstrong.

REPORTS OF STANDING COMMITTEES.

The committee on finance and appropriations submitted the following report:

The committee on finance and appropriations to whom was referred the subject of mileage for the members, officers and employés of the Senate respectfully report that they have had the same under consideration and have directed me to report to the Senate the following schedule, recommending that mileage be allowed as specified therein:

	Miles.		Miles.
Lt. Governor Strong	220	Mr. Mugford	346
Mr. Bastone	214	Park	174
Benson	124	Porter	190
Beers	322	Prindle	254
Boughner	170	Sabin	202
Brown	124	Sharp	660
Crocker	214	Smith	174
Doran	130	Stevens	1403
Fleishem	1050	Taylor	144
Garvelink	188	Toan	60
Gilbert	230	Weiss	174
Holcomb	424	Wheeler	389
Horton	228	Wilcox	64
McCormick	180	Wilkinson	446
Miller	34	Withington	78
Milnes	164	Wisner	136
Morse	450		

	Miles.
Alfred J. Murphy, Secretary	174
Joseph J. Emery, Assistant Secretary	134
John Andrew, Sergeant-at-Arms	376
W. H. P. Benjamin, 1st Assistant Sergeant-at-Arms	160
George W. Imus, 2d " " " "	346
V. W. Bruce, Engrossing and Enrolling Clerk	200
Miss Jennie M. Pyne, Assistant Engrossing and Enrolling Clerk	202
John O'Gorman, Clerk Judiciary Committee	137
Orren S. Ryerse, Clerk Finance and Appropriations Committee	168
Jas. I. David, Clerk of Committee on State affairs, and expenses	216
Max Wolfson, Senate Janitor	394
Thos. Farrell, Clerk Committee on Cities and Villages	174
Louis D. McElroy, 1st Assistant Janitor	210
Mack Sackrider, Page	346
Justus B. Lamson, Bill Clerk	178
Michael Doran, Keeper Committee Rooms	104
Geo. W. H. Hill, Keeper Cloak Room	172
Fred Maginn, Sergeant-at-Arms' Page	120
Julius Brown, Page	174
Alexander Cohen, Page	174
August Niedeimier, Chief Janitor Senate	218
Stephen Van Atten, Senate Janitor	126
John L. Jordan, Senate Janitor	164
D. T. N. Beers, Messenger	322
John F. Gudenau, Clerk Committee on Education and Schools	174
Frank Ransom, Secretary's Messenger	134
Geo. O. Curtiss, Keeper Document Room	310
George Crocker, President's Messenger	104
Stephen Sims, Clerk Committees on Counties, Townships, Roads, Bridges and Liquor Traffic	180
A. Birney Bragdon	248
Mary H. Glendenning	174
James Perrin	136
F. Stewart Isham	130

PETER GILBERT,

Chairman committee on finance and appropriations.

Lansing, January 14, 1891.

The report was accepted and adopted.

REPORTS OF SELECT COMMITTEES.

The select committee appointed to separate the various recommendations of the retiring and incoming governors and to make recommendations of reference in relation thereto, reported as follows:

Your committee appointed to separate the various recommendations of the retiring and incoming governors as made in their messages and refer them to the appropriate standing committees of the Senate respectfully report that they have had the same under consideration and have directed me to report the following division and reference of the same to the several committees named below, and ask to be discharged from the further consideration of the same.

So much as refers to the State University be referred to the committee on University;

So much as refers to the State Normal School to the committee on Normal School;

So much as refers to the School for the Deaf and Dumb be referred to the committee on the Institution for the Deaf and Dumb;

So much as refers to the School for the Blind be referred to the committee on School for the Blind;

So much as refers to the Agricultural College be referred to the committee on Agricultural College;

So much as refers to the Reform School be referred to the committee on Reform School;

So much as relates to the Industrial Home for Girls be referred to the committee on Industrial Home for Girls;

So much as refers to the asylums for the Insane be referred to the committee on asylums for the insane;

So much as relates to prisons and reformatory be referred to the committee on State Prison;

So much as relates to city and village charters be referred to the committee on cities and villages;

So much as relates to building and loan associations be referred to the committee on banks and corporations;

So much as relates to wagon roads be referred to the committee on roads and bridges;

So much as relates to tax laws be referred to the committee on judiciary;

So much as relates to election and election laws we respectfully ask may be referred to a special committee of three to be appointed by the president;

So much as relates to State boards be referred to the committee on State affairs;

So much as relates to the World's Exposition be referred to the committee on State affairs;

So much as relates to the Soldiers' Home be referred to the committee on Soldiers' Home;

So much as relates to the Insurance Policy Commission be referred to the committee on insurance;

So much as relates to Fish and Game Wardens be referred to the committee on fisheries;

All of which is respectfully submitted.

CHAS. B. BOUGHNER, *Chairman.*

The report was accepted and adopted and the committee discharged.

NOTICES.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the current and running expenses of the Michigan Mining School until the general appropriation for that purpose shall be available.

Mr. Milnes gave notice that on some future day he would ask leave to introduce

A bill exempting from poll taxes, discharged soldiers, sailors, marines and other persons.

Mr. Milnes gave notice that on some future day he would ask leave to introduce

A bill to prohibit any person from filling at any one period more than one township office in the same township.

Mr. Bastone gave notice that on some future day he would ask leave to introduce

A bill to regulate the making of abstracts of title to land, the manner in which and by whom such abstracts of title shall be made and the compensation to be received therefor, the use of such abstracts of title in evidence and the penalty for violations of this act.

Mr. Fleshiem gave notice that on some future day he would ask leave to introduce

A bill to select a suitable location within the upper peninsula, whereon to establish and maintain fish breeding establishments, for the propagation and cultivation of white fish, and other kinds of food fishes.

Mr. Milnes gave notice that on some future day he would ask leave to introduce

A bill to prohibit the charging of traveling fees for returning process by mail and to permit the charging of a mailing fee in such cases.

MOTIONS AND RESOLUTIONS.

Mr. Taylor offered the following resolution:

Resolved, That the Sergeant-at-Arms be and he is hereby directed to furnish the Secretary of State 100 copies of the Legislative Journal, 25 copies of joint resolutions and 25 copies of Senate bills taking the same in each instance from the Senate's quota of the same.

Mr. Withington moved to take from the table the following resolution:

"Resolved, That the committee appointed to act upon the protest of Charles A. Fridlender against the right of Hon. Benjamin C. Morse to hold a seat in the Senate as Senator from the 26th senatorial district be, and they are hereby, instructed to proceed as soon as possible to investigate the allegations and charges contained in said protest, and to notify said Morse and Fridlender when and where said investigation will be held; and that said committee be, and they are hereby authorized to take testimony, to send for persons and papers, and to employ all the necessary clerical assistance, and that they report to the Senate as soon as practicable the result of their investigation, with such recommendation as they may think proper to make thereupon."

Which motion prevailed.

Mr. Milnes moved the adoption of the resolution.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That the committee appointed to act upon the petition and protest of Morrow vs. Horton be and they are hereby authorized and instructed to proceed as soon as possible to investigate the allegations and charges contained in said petition and protest, and to notify said Morrow and Horton when and where said investigation will be held and that said committee be and they are hereby authorized to take testimony to send for persons and papers, and to employ all necessary clerical assistance and that they report to the Senate as soon as practicable the result of their investigation with such recommendations as they may think proper to make thereupon.

Which resolution was adopted.

INTRODUCTION OF BILLS.

Mr. Wilcox, previous notice having been given, and leave being granted, introduced

Senate bill No. 8, entitled

A bill to create the thirtieth judicial circuit, providing for the holding of courts therein, and for the employment, duties, and compensation of a stenographer for said circuit.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Smith, previous notice having been given, and leave being granted, introduced

Senate bill No. 9, entitled

A bill to provide for the committing of pauper insane persons to the Wayne County Insane Asylum and for the transfer of such persons to the State Asylum, and from the State Asylum to the said county asylum; and to provide for the support and maintenance of such insane persons.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wheeler, previous notice having been given, and leave being granted, introduced

Senate bill No. 10, entitled

A bill to amend chapter one of act No. 48 of the session laws of 1882, entitled an act to incorporate the city of Manistee, approved March 15, 1882.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President announced the following Senators as a select committee to visit the several State departments and ascertain and report upon what, if any, reports or other printed matter is being circulated among the general public without real benefit:

Messrs. Bastone, Park, and Weiss.

On motion of Mr. Park,

The Senate adjourned.

Lansing, Friday, January 16, 1891.

The Senate met and was called to order by the President.

Roll called: a quorum present.

Absent without leave: Messrs. Crocker and Toan.

On motion of Mr. Taylor,

All absentees were excused for the day.

On motion of Mr. Milnes,

Mr. Morse was granted leave of absence until next Thursday.

PRESENTATION OF PETITIONS.

No. 7. By Mr. Porter: Petition of voters and taxpayers of the township of Chester, Ottawa county, relative to the detachment of said township of Chester from the county of Ottawa and the annexing of the same to the county of Muskegon.

Referred to committee on counties and townships.

On motion of Mr. Porter the petition was ordered spread at large upon the Journal.

The petition is as follows:

To the Honorable Senate and House of Representatives of the State of Michigan.

We, the undersigned voters and taxpayers of Chester, Ottawa county, respectfully petition your honorable body to detach the township of Chester, being town 9 N., range 13 W., from the county of Ottawa and attach the same to the county of Muskegon, and your petitioners will ever pray:

Dated Chester, December, 1890.

Signed, David Waller and 300 others.

The petition was referred to the committee on townships and counties.

No. 8. By Mr. Milnes: Petition of members of the late Seventh Regiment, Michigan Cavalry Volunteers, relative to re-imbursement for mileage charged them for transportation during service in the civil war.

On motion of Mr. Milnes,

The petition was ordered spread at length upon the Journal.

The petition is as follows:

Thayer, Michigan, January 15, 1891.

Hon. Adjutant General, State of Michigan, Lansing, Mich.:

SIR—By request of a large number of soldiers of the late Seventh (7) Regiment, Cavalry, Michigan Volunteers, I ask that you, through our Legislature, or in your own official capacity, or our Governor, as in your better judgment, do request that the 'United States' proper executives at Washington, D. C., do repay to those soldiers of said regiment the sum of twenty-five dollars each, taken from them for transportation from Denver, Colorado, to St. Joseph, while yet in the military service of the United States, and never repaid. This is a just request, and they ask you to do this for them, and by the proper authority. You will find a statement of this in Vol. 1, page 86, of Adjutant General's Report, for the years 1865-6. Please act on this and oblige the soldiers of late Seventh Regiment, Michigan Cavalry.

Very respectfully,

JNO. CAMPBELL,

For Robert Trollope and others, members of said regiment, war of 1861.
The petition was referred to the committee on military affairs.

REPORT OF STANDING COMMITTEE.

By the committee on federal relations.

The committee on federal relations to whom was referred House bill No. 8, entitled,

A bill to provide for ceding to the United States of America exclusive jurisdiction over the site and grounds selected for the erection of a public building for the use of the U. S. postoffice and for other public purposes in the city of Lansing, Mich., during the time the U. S. shall be or remain the

owner thereof and all process except the administration of criminal law and the service of civil process therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide for ceding to the United States of America exclusive jurisdiction over the site and grounds selected for the erection of a public building for the use the United States postoffice and for other public purposes in the city of Lansing, Michigan, during the time the United States shall be or remain the owner thereof, for all purposes except the administration of criminal laws and the service of civil and criminal process therein,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of subject.

MARTIN CROCKER, *Chairman.*

Report accepted and committee discharged.

The substitute bill for House bill No. 8 was read a first and second time by its title, and

On motion of Mr. Wisner,

The Senate concurred in the adoption of the substitute bill reported by the committee.

On motion of Mr. Taylor,

The substitute bill for House bill No. 8 was referred to the committee of the whole and placed on the general order.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 15, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 15, entitled

A bill to amend section 1 of act 450 of the laws of Michigan of the year 1871, entitled "An act to provide for the protection and preservation of fish in certain lakes of Cass and Berrien counties," approved April 15, 1871.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on fisheries.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 15, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 14, entitled

A bill to repeal act number 451 of the laws of Michigan of the year 1867 entitled

"An act to provide for the protection and preservation of fish in certain lakes in the county of Cass," approved March 26, 1867 as amended by act No. 361 of the laws of Michigan of the year 1869 approved March 30, 1869.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on fisheries.

NOTICES.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to amend and revise the charter of the city of Grand Rapids.

Mr. McCormick gave notice that on some future day he would ask leave to introduce

A bill making appropriations for the current expenses of the State Normal School for the years one thousand eight hundred and ninety-one and one thousand eight hundred and ninety-two.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to regulate the hours upon street surface and elevated railroads for passenger travel, organized under the laws of this State, and agreements in reference thereto.

Mr. Beers gave notice that on some future day he would ask leave to introduce

A bill to amend Secs. 18, 19, 20, public acts of 1882; No. 9, and all acts amendatory thereto, relative to township boards of review.

Mr. Milnes gave notice that on some future day he would ask leave to introduce

A bill to provide for the payment of State bounties to certain survivors of the war of the rebellion, and the widows and certain heirs and representatives of those deceased.

Mr. Miller gave notice that on some future day he would ask leave to introduce

A bill to preserve the purity of elections and guard against abuses of the election franchise.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A joint resolution to amend section one of article 6 of the constitution of the State of Michigan, relative to the judiciary department.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill to divide the State of Michigan into judicial districts, to create appellate courts therein, and to confer upon circuit judges sitting together certain appellate jurisdiction, including the power to hear and determine motions for re-hearings and new trials in certain cases.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to provide for a State Board of Prison Inspectors, to have the management and control of the State Prison at Jackson, the State House of Correction and Reformatory at Ionia, the Branch of the State Prison at Marquette, and to provide for the government and discipline of said prisons, and to repeal all acts and parts of acts in contradistinction thereto.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the use and maintenance of the University of Michigan.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to revise and amend the charter of the city of Detroit.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to organize and establish justice courts in the city of Grand Rapids, and to repeal all acts and parts of acts relative to justices of the peace and justice courts in the city of Grand Rapids.

MOTIONS AND RESOLUTIONS.

Mr. Brown offered the following resolution:

Resolved, That a committee of three be appointed to investigate the administration of Francis B. Egan as Deputy Secretary of State;

Which resolution was adopted.

Mr. Sabin offered the following resolution:

Resolved, That so much of the report of the select committee appointed to separate the various recommendations of the retiring and incoming governors, etc., as refers to "so much of said messages as relates to prisons and reformatories be referred to committee on State Prison," be so amended as to read, so much as relates to prisons and reformatory be referred to committees on those institutions respectively;

Which resolution was adopted.

Mr. Garvelink offered the following resolution:

Resolved, That the committee on the Industrial Home for Girls be instructed and empowered to visit the House of the Good Shepherd at Detroit and obtain the number and names of girls received in said institution since the act passed by the Legislature of the State of Michigan, A. D. 1887, June 27, from the city of Detroit and from any township of Wayne county; the number and names of the discharged or liberated inmates and the general management of the institution, and report such facts to the Senate;

Which resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That the Auditor General be requested to inform the Senate the present condition of the educational funds of the State, commonly called "trust funds." How much is due from the State to each fund; and what is the rate of interest paid by the State thereon to each fund, and what is the total amount of such interest paid to each fund each year for the last five years;

Which resolution was adopted,

Mr. Smith offered the following resolution:

Resolved, That all officers of the Senate be and they are hereby entitled to draw *per diem* compensation from and including January 7th, last;

Which resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That the committee on judiciary be instructed to inquire into the number of employees in the several departments of the State. How many employees in each department, how many are male and how many are female, and what compensation is paid to each. Such inquiry to cover the whole of the year 1890, as well as the present time. Also, as to whether any amount has been required to be paid by said employees, or any of them, for account of political and electioneering expenses, and if so, what percentage of their salary was so required;

Which resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That the State Treasurer be requested to inform the Senate the present condition of the State funds, and if any be deposited outside his vaults, where the same are deposited, and what rate of interest, if any, and what security is held therefor by him for the State;

Which resolution was adopted.

Mr. Wisner offered the following resolution:

Resolved, That the committee on finance and appropriations be instructed to inquire and report to the Senate what has been the practice during the last ten years of the State Treasurer, as to the custody of the State funds; at what places the same have been deposited, and with whom and upon what security, and whether any interest has been paid by such depositories for the use of the money, and if so to whom and to whose use; and upon what account has said interest been credited, if any, and that said committee have power to send for persons and papers;

Which resolution was adopted.

INTRODUCTION OF BILLS.

Mr. Doran, previous notice having been given, and leave being granted, introduced

Senate bill No. 11, entitled

A bill to authorize the city of Grand Rapids to issue bonds for street improvements.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Bastone, previous notice having been given and leave being granted, introduced

Senate bill No. 12, entitled

A bill to regulate the uniformity of, and to provide text books in all public schools throughout the State and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Stevens, previous notice having been given and leave being granted, introduced

Senate bill No. 13, entitled

A bill making an appropriation for the current and running expenses of the Michigan Mining School until the general appropriation for that purpose shall be available.

The bill was read a first and second time by its title and referred to the committee on Mining School.

Mr. Fleshiem, previous notice having been given and leave being granted, introduced

Senate bill No. 14, entitled

A bill to select a suitable location within the Upper Peninsula, whereon to establish and maintain fish breeding establishments for the propagation and cultivation of white fish and other kinds of food fishes.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Milnes, by request, previous notice having been given, and leave being granted, introduced

Senate bill No. 15, entitled

A bill exempting from poll taxes discharged soldiers, sailors, marines, and other persons.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Milnes, by request, previous notice having been given, and leave being granted, introduced

Senate bill No. 16, entitled

A bill to prohibit any person from filling at any one period more than one township office in the same township.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Milnes, by request, previous notice having been given, and leave being granted, introduced

Senate bill No. 17, entitled

A bill to prohibit officers from charging traveling fees for returning process by mail, and to permit to charge a mailing fee in such cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

By unanimous consent leave was given the committee on fisheries to report.

The committee on fisheries made the following report:

The committee on fisheries to whom was referred

House bill No. 15, entitled

A bill to amend section 1, of act 450, of the Laws of Michigan of the year 1871, entitled "An act to provide for the protection and preservation of fish in certain lakes of Cass and Berrien counties," approved April 15, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER E. PARK, *Chairman.*

On motion of Mr. Beers,

The report was accepted and adopted.

The committee on fisheries also made the following report:

The committee on fisheries, to whom was referred House bill No. 14, entitled

A bill to repeal act No. 451 of the laws of Michigan of the year 1867, entitled "An act to provide for the protection and preservation of fish in certain lakes in the county of Cass," approved March 26, 1867, as amended

by act No. 361 of the laws of Michigan of the year 1869, approved March, 30, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER E. PARK, *Chairman.*

On motion of Mr. Beers,

The report was accepted and adopted and the committee discharged.

Mr. Park moved that the rules be suspended and the bill be placed upon its immediate passage.

Mr. Taylor moved to refer to the committee of the whole.

The Chair declared the motion to refer to the committee of the whole out of order.

Mr. Taylor appealed from the decision of the Chair.

Mr. Park thereupon, by unanimous consent, withdrew his motion to suspend the rules and place the bill upon its immediate passage.

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole, on the general order,

Whereupon, the President called Mr. Taylor to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following: Senate substitute for House bill No. 8, entitled

A bill to provide for ceding to the United States of America exclusive jurisdiction over the site and grounds selected for the erection of a public building for the use of the United States postoffice and for other public purposes in the city of Lansing, Michigan, during the time the United States shall be, or remain, the owner thereof for all purposes except the administration of the criminal laws of the State of Michigan, and the service of civil and criminal process therein.

Also,

House bill No. 14, entitled

A bill to repeal act No. 451 of the laws of Michigan of the year 1867, entitled, "An act to provide for the protection and preservation of fish in certain lakes in the county of Cass," approved March 26, 1867 as amended by act No. 361 of the laws of Michigan of the year 1869, approved March 30, 1869.

Also,

House bill No. 15, entitled

An act to amend section 1, of act 450, of the laws of Michigan, of the year 1871, entitled "An act to provide for the protection and preservation of fish in certain lakes of Cass and Berrien counties," approved April 15, 1871.

And have directed their Chairman to report the same back to the Senate, and recommend their passage.

ROBERT L. TAYLOR, *Chairman.*

The President having taken the chair,

The report was accepted.

The above named bills were then placed upon the order of third reading of bills.

Senate substitute for House bill No. 8, entitled

A bill to provide for ceding to the United States of America exclusive jurisdiction over the site and grounds selected for the erection of a public building for the use of the United States postoffice and for other public purposes in the city of Lansing, Michigan, during the time the United States shall be or remain the owner thereof, for all purposes except the administration of the criminal laws of the State of Michigan and the service of civil and criminal process therein,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Park	Mr. Taylor	
Benson	Holcomb	Porter	Weiss	
Beers	Horton	Prindle	Wheeler	
Boughner	McCormick	Sabin	Wilcox	
Brown	Miller	Sharp	Wilkinson	
Doran	Milnes	Smith	Withington	
Fleishiem	Morse	Stevens	Wisner	
Garvelink	Mugford			30

NAYS.

0

Title agreed to.

Mr. Wisner moved that the bill take immediate effect.

Which motion prevailed, two-thirds of the Senators elect voting therefor.

House bill No. 15, entitled

A bill to amend section 1 of act 450 of the laws of Michigan, of the year 1871, entitled "An act to provide for the protection and preservation of fish in certain lakes of Cass and Berrien counties," approved April 15, 1871,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Park	Mr. Taylor	
Benson	Holcomb	Porter	Weiss	
Beers	Horton	Prindle	Wheeler	
Boughner	McCormick	Sabin	Wilcox	
Brown	Miller	Sharp	Wilkinson	
Doran	Milnes	Smith	Withington	
Fleishiem	Morse	Stevens	Wisner	
Garvelink	Mugford			30

NAYS.

0

Title agreed to.

Mr. Beers moved that the bill take immediate effect;

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

House bill No. 14, entitled

A bill to repeal act number four hundred and fifty-one of the laws of Michigan of the year 1867, entitled "An act to provide for the protection and preservation of fish in certain lakes in the county of Cass," approved March 26, 1867, as amended by act number three hundred and sixty-one of the laws of Michigan of the year 1869, approved March 20, 1869,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Mugford	Mr. Stevens
Benson	Holcomb	Park	Taylor
Beers	Horton	Porter	Wheeler
Boughner	McCormick	Prindle	Wilcox
Brown	Miller	Sabin	Wilkinson
Doran	Milnes	Sharp	Withington
Fleishiem	Morse	Smith	Wisner
Garvelink			

29

NAYS.

0

Title agreed to.

Mr. Beers moved that the bill take immediate effect;

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

The President announced the following Senators as a select committee to whom to refer that portion of the Governor's message, relating to elections and election laws:

Messrs. Holcomb, Sharp and Withington.

On motion of Mr. Park,

Mr. Holcomb was excused from attendance until Tuesday next.

Mr. Fleishiem asked for leave of absence for one week;

Which request was granted.

Mr. Withington asked for leave of absence until Tuesday next;

Which request was granted.

Mr. Wisner moved that when the Senate adjourn it adjourn to Monday, January 19, at 9:30 P. M.;

Which motion prevailed, the Senators voting as follows:

YEAS.

Mr. Doran	Mr. Holcomb	Mr. Park	Mr. Stevens
Fleishiem	Horton	Prindle	Withington
Garvelink	McCormick	Smith	Wisner
Gilbert	Miller		

14

NAYS.

Mr. Bastone,	Mr. Boughner	Mr. Porter	Mr. Taylor
Benson	Brown	Sabin	Wilcox
Beers	Mugford	Sharp	Wilkinson

12

Mr. Park moved to adjourn;

Which motion prevailed.

Lansing, Monday, January 19, 1891.

The Senate met and was called to order by the President at 9:30 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Bastone, Brown and Crocker.

On motion of Mr. Benson,

Mr. Bastone was granted leave of absence until Thursday.

On motion of Mr. Wisner,

All absentees were excused from attendance for the day.

On motion of Mr. Taylor,

Mr. Crocker was granted leave of absence for one week.

PRESENTATION OF PETITIONS.

No. 9. By Mr. Milnes: Petition of 100 taxpayers of the town of Athens, county of Calhoun, asking for the withholding of all appropriations intended for the support of any form of sectarianism in the public institutions of the State.

On motion of Mr. Milnes,

The subject matter of the petition was ordered stated in the Journal;

The petition was referred to the committee on finance and appropriations.

REPORTS OF STANDING COMMITTEES.

By the committee on the Michigan Mining School:

The committee on the Michigan Mining School, to whom was referred Senate bill No. 13, entitled

A bill making an appropriation for the current and running expenses of the Michigan Mining School until the general appropriation for that purpose shall be available,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. MILLER, *Chairman.*

The report was accepted and committee discharged.

The report was referred to the committee on finance and appropriations.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 15, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

Resolved (the Senate concurring), That the State printer be instructed to forward one copy of the Daily Journal to each of the educational, charitable, penal, pauper and reformatory institutions of the State, and that the amount of postage stamps furnished by the postmaster at Lansing, for the payment of postage on such copies of said Journal, be paid

by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State Printer, showing that such stamps have been *purchased and used only* for the payment of postage on *said copies* of said Journal hereby ordered to be distributed;

And to further inform the House that the Senate has amended the same by inserting after the words "reformatory institutions of the State" the words, "and to the recorder's court of the city of Detroit and the Superior court of the city of Grand Rapids;"

In the passage of which as amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The message was received and tabled.

NOTICES.

Mr. Porter gave notice that on some future day he would ask leave to introduce

A bill to detach the township of Chester, Ottawa county, from the county of Ottawa, and attach the same to Muskegon county.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to amend section 7388 of the compiled laws of 1871, being section 8965 of Howell's annotated statutes, relative to costs in certain cases.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to facilitate the proceedings in courts of justice in this state, relative to misjoinder of parties, plaintiff or defendant.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A joint resolution asking the Board of State Auditors to examine and adjust the claim of Josiah W. Begole for moneys paid out by him and expenses incurred in the case of the People vs. Wilson.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to repeal Act No. 200 of the public acts of 1885, and the amendments thereto, being sections 1, 2, 3, 4, 5, 6 and 7 of the third volume of Howell's annotated statutes, relative to the State Board of Pardons.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to provide for a State Board of Asylum Inspectors to have the full management and control of the Michigan Asylum for the Insane at Kalamazoo, the Eastern Michigan Asylum at Pontiac, and the Northern Michigan Asylum at Traverse City, and the Michigan Asylum for Insane Criminals at Ionia, and to provide for the government and discipline of the same, and to repeal all acts and parts of acts inconsistent therewith.

Mr. Sharp gave notice that on some future day he would ask leave to introduce

A bill to compel non-residents of Michigan to pay a license for hunting deer in this State.

Mr. Gilbert gave notice that on some future day he would ask leave to introduce

A bill to appropriate \$50,000 in aid of the G. A. R. encampment to be held in Detroit in the month of August, 1891.

Mr. Horton gave notice that on some future day he would ask leave to introduce

A bill to revise the charter of the village of Morenci, Lenawee county.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill repealing the law relative to governing shooting of quail.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill for the protection of fish and game.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to provide for the bringing of suits against foreign corporations doing business in this State.

MOTIONS AND RESOLUTIONS.

Mr. Park offered the following resolution:

WHEREAS, The Legislature of this State at its session held in the year 1889, passed a certain act relating to the railroad companies of this State and doing business therein, which act is known as No. 202 of the public acts of 1889; and

WHEREAS, By section nine of said act certain regulations were prescribed in relation to the charging of fare to passengers traveling on said road and the issuing of mileage tickets to them, none of which provisions of said act have been observed by the railroads of this State; and

WHEREAS, The railroad companies of this State, the creatures of its laws, have all ignored said law when it went into operation; on the grounds: *First*, That the supreme court of this State would hold said law to be unconstitutional; and

WHEREAS, Said law has been held to be a constitutional and valid law by the Supreme Court of this State, and operative, and is, therefore, now in full force and effect beyond question, and still the railroad companies in this State do not obey it; alleging that they intend to review said law's constitutionality in the Supreme Court of the United States; and

WHEREAS, By many other devices said railroad companies in this State have ignored and nullified said law; therefore

Be it resolved, That it is the sense of this body that the Attorney General of this State proceed at once by the proper legal proceedings in the courts of this State to forfeit the charters of all railroad companies in this State subjected to said law but not obeying the same.

Resolved further, That a committee of three members of this body be appointed by the President of the Senate to wait upon the Attorney General of this State and request him to take immediate action in conformity with the wishes of this body as herein expressed.

Mr. Taylor moved to refer to the committee on judiciary.

Mr. Wisner moved to amend to refer to the committee on railroads and the committee on judiciary jointly;

Which amendment prevailed.

Mr. Doran offered the following resolution:

Resolved, That the Auditor General be and he is hereby requested to furnish the Senate with the total amount of all State taxes collected last year, together with an itemized statement of the sources from which the same have been collected, that is, the amount received from taxes on land, the amount received from taxes of personal property, and the amount received from corporations, and all other sources, to be minutely stated;

Which resolution was adopted.

Mr. Park offered the following resolution:

Resolved (the House concurring), That the committee on cities and villages of the Senate and municipal corporations of the House be authorized and empowered to investigate the doings, proceedings and expenditures of the following Boards of the city of Detroit, to wit: the board of police commissioners, the board of fire commissioners and the board of water commissioners; and report such facts as they may find, and their opinion and recommendations in reference thereto, to the Senate.

Referred to the committee on cities and villages.

Mr. Benson offered the following resolution:

Resolved, That the members of this House, deeply impressed by the solemnity of prayer, and moreover, conscious of the veneration, and respect due to the minister who asks the Divine blessing in our presence, and of the dignity of the Senate of this great State, do hereby give expression to their profound sense of the decorum and attention which should be observed on such occasions;

Which resolution was adopted.

Mr. Benson offered the following resolution:

WHEREAS, We earnestly wish that all the individual members of this house, comprising the three independent organizations of the democrats, the republicans and the patrons and industrials, animated solely by an ardent desire for the public welfare, will labor faithfully to ignore party ties, and partisanship as such, and will endeavor to pass such measures as the public needs demand; therefore

Be it resolved, That we pledge ourselves to work unselfishly and energetically for the passage of such measures as will, according to our best belief, advance the true interests of the people, and, while redressing the wrongs of the classes that are suffering for impartial legislation, interfere with the rights and privileges of none;

Which resolution was adopted.

Mr. Porter, unanimous consent being given, introduced the following petitions:

No. 10. By Mr. Porter: Resolution of Board of Supervisors of Ottawa county asking that the tax law be so amended that all delinquent taxes shall be collected at the county seats of the several counties wherein such taxes are levied.

Referred to committee on State affairs.

No. 11. By Mr. Porter: Resolution of board of supervisors of Muskegon county, asking for the granting of the petition of the township board and citizens of Chester township, relative to its being detached from the county of Ottawa, and annexed to the county of Muskegon.

Referred to committee on counties and townships.

INTRODUCTION OF BILLS.

Mr. McCormick, previous notice having been given, and leave being granted, introduced

Senate bill No. 18, entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1891 and 1892.

The bill was read a first and second time by its title and referred to the committee on Normal School.

The President announced the following Senators, as a select committee to investigate the administration of Francis B. Egan, as Deputy Secretary of State:

Messrs. Brown, Mugford and Toan.

On motion of Mr. Milnes,

The Senate adjourned.

Lansing, Tuesday, January 20, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. C. H. Beale.

Roll called: a quorum present.

The President announced that he had made the following changes in appointments of Senators upon standing committees, with the consent of the Senators interested:

State Library—Mr. Miller, in place of Mr. Porter.

Finance and Appropriations—Mr. Porter, in place of Mr. Miller.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages.

The committee on cities and villages to whom was referred

Senate bill No. 2, entitled

A bill to amend section fifteen of chapter twenty-six of act number one hundred and seventy-eight of the public acts of 1873, being section two thousand seven hundred and seven Howell's annotated statutes, relative to paying or contracting for payment by the municipal authorities of cities for improvements, work, repairs or expenses,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the bill be printed.

J. S. BEERS, *Chairman.*

The report was accepted and the bill ordered printed.

MESSAGE FROM THE GOVERNOR.

The president announced a communication on executive business from his excellency the Governor.

The communication was received.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 20, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Senate substitute for House bill No. 8, entitled,

A bill to provide for ceding to the United States of America exclusive jurisdiction over the site and grounds selected for the erection of a public building for the use of the United States postoffice and for other public purposes in the city of Lansing, Michigan, during the time the United States shall be or remain the owner thereof, for all purposes except the administration of the criminal laws of the State of Michigan and the service of civil and criminal process therein,

In the passage of which substitute the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The message was received, and

The bill was referred to the committee on engrossment and enrollment for enrollment.

NOTICES.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill to amend sections 3285, 3286, 3287, 3288 and 3289 of Howell's annotated statutes.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the erection of a detached building for male patients on the grounds of the Michigan Asylum for Insane Criminals.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill to amend section 2, act 190, public acts of 1883.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the use of the Michigan Asylum for Insane Criminals.

Mr. Benson gave notice that on some future day he would ask leave to introduce

A bill to prohibit the use of the term "bank" or "bankers" to designate the business carried on by any person or persons, firm or corporation other than corporations organized under the banking law of this State or of the United States.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill relative to contributory negligence, and to provide for the sub-

mission of the question of contributory negligence as a question of fact to the jury.

MOTIONS AND RESOLUTIONS.

Mr. Benson offered the following resolution:

WHEREAS, The system of railroad and other corporation passes to members of the Legislature, and other servants of the public, is at the best, suspicious and demoralizing, and calculated to retard the business of the session; therefore,

Resolved, That it is the feeling and expression of the members of this House that no such passes should be used or accepted, either in going to or from home, or when traveling on the business of the commonwealth, either on committee work in visiting State institutions, or otherwise.

Mr. Taylor moved to refer to the committee on railroads,

Which motion prevailed.

Mr. Wilkinson offered the following resolution:

Resolved (the House concurring), That a joint committee of three members from the Senate and three members from the House be appointed to examine the various recommendations of the retiring and present Governors in their messages on the subject of taxation and to draft and submit to each House as soon as practicable a general tax bill.

Which resolution was adopted.

Mr. Milnes offered the following resolution:

WHEREAS, There is a very general demand upon the part of the voters and taxpayers of this State, that the strictest economy should be exercised in the administration of public affairs,

AND WHEREAS, The people demand the reduction of salaries whenever it can be accomplished to the best interests of the public welfare; therefore,

Resolved, That all the State departments be requested to furnish the Senate with a complete list of the names of all the persons in their several departments drawing pay, giving their rank and amount of salary paid each, to the end that that we may have such information for our guidance.

Which resolution was adopted.

INTRODUCTION OF BILLS.

Mr. Horton, previous notice having been given, and leave being granted, introduced

Senate bill No. 19, entitled

A bill to revise and amend act No. 248 of the session laws of 1873, entitled "An act to grant a special charter to the village of Morenci heretofore incorporated by the board of supervisors of the county of Lenawee."

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Boughner, previous notice having been given and leave being granted, introduced

Senate bill No. 20, entitled

A bill to amend Sec. 5 of act No. 243 of the session laws of 1881 entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within the State," approved June 8, 1881.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Brown, previous notice having been given and leave being granted, introduced

Senate bill No. 21, entitled

A bill to amend and supersede an act entitled, "An act to prescribe the manner of conducting, and to prevent fraud and deception at general elections in this State," approved July 5, 1889, being act number 263 of the session laws of 1889, and compiler's sections 178a to 178d inclusive of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Doran, previous notice having been given, and leave being granted, introduced

Senate bill No. 22, entitled

A bill making an appropriation for the use and maintenance of the University of Michigan.

The bill was read a first and second time by its title and referred to the committee on University.

On motion of Mr. Milnes,

The Senate went into

EXECUTIVE SESSION.

The time being 2.30 o'clock P. M.

The executive session closed, the time being 3.05 o'clock P. M.

Unanimous consent being given,

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to preserve personal liberty.

Mr. Park, as chairman of the committee to investigate the case of Morrow vs. Horton, in the matter of the contest for the seat of the Senator from the fifth district, asked leave of absence for the members of said committee for the balance of the week;

Which request was granted.

On motion of Mr. Boughner,

The Senate adjourned.

Lansing, Wednesday, January 21, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave, Mr. Horton.

On motion of Mr. Mugford,

Mr. Horton was excused from attendance for the remainder of the week.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate substitute for House bill No. 8, entitled

A bill to provide for ceding to the United States of America exclusive jurisdiction over the site and grounds selected for the erection of a public building for the use of the United States postoffice and for other public purposes, in the city of Lansing, Michigan, during the time the United States shall be or remain the owner thereof, for all purposes except the administration of the criminal laws of the State of Michigan, and the service of civil and criminal process therein.

C. B. BOUGHNER, *Chairman.*

The report was accepted.

By the committee on finance and appropriations:

The committee on finance and appropriations to whom was referred,

Senate bill No. 13, entitled

A bill making an appropriation for the current and running expenses of the Michigan Mining School, until the general appropriations for that purpose shall be available,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER GILBERT, *Chairman.*

The report was accepted and the bill was placed upon the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 21, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved by the House of Representatives (the Senate concurring), That the Michigan Equal Suffrage Association be and are hereby granted permission to occupy pioneer hall in the capitol on February 10, 11 and 12, 1891, for the holding of the convention of said association.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

On motion of Mr. Doran,
The Senate concurred in the adoption of the concurrent resolution.
The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 21, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

Resolved (the House concurring), That a joint committee of three members from the Senate and three members from the House be appointed to examine the various recommendations of the retiring and present governors in their messages on the subject of taxation, and to draft and submit to each House as soon as practicable a general tax bill,

In the passage of which concurrent resolution, the House has concurred by a majority vote of all members elect, and by a vote of two-thirds of all members elect.

Very respectfully,
LYMAN A. BRANT,
Clerk of the House of Representatives.

The message was received and tabled.

NOTICES.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill fixing and regulating the prices to be charged by telegraph companies doing business in this State, for the transmission of messages.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to regulate freight tariffs and to prevent unjust discrimination in the charges of tolls or compensation for the transportation of freights upon the railroads in this State.

Mr. Bastone gave notice that on some future day he would ask leave to introduce

A bill relative to the manner of conducting general and special elections, and the prevention of fraud and deception thereat.

Mr. Holcomb gave notice that on some future day he would ask leave to introduce

A bill to detach surveyed township No 33 north, of range 1 west, and attach the same to township No. 33 north, of range 2 west.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1 and 2 of an act to aid the University of Michigan, being compiler's section 4944 and 4945 of Howell's annotated statutes.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to provide for the appointment of stenographers in the circuit courts of this State, to define their powers and duties, and provide for their compensation, and to repeal all acts and parts of acts inconsistent therewith.

MOTIONS AND RESOLUTIONS.

Mr. Benson offered the following concurrent resolution:

WHEREAS, Section 15, Art. 4, of the constitution of the State of Michigan authorizes the legislature, in its discretion, and it has been customary to allow members from the Upper Peninsula \$2 per day extra compensation; therefore,

Resolved by the Senate (the House concurring), That during the present session of the legislature, the members from the Upper Peninsula be and are hereby allowed the usual extra compensation of \$2 per day.

On motion of Mr. Taylor,

The concurrent resolution was referred to the committee on finance and appropriations.

INTRODUCTION OF BILLS.

Mr. Benson, previous notice having been given and leave being granted, introduced

Senate bill No. 23, entitled

A bill to prohibit the use of the term "bank" or "bankers" to designate the business carried on by any person or persons, firm or corporation, other than corporations organized under the banking law of this State or of the United States.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Brown, previous notice having been given and leave being granted, introduced

Senate bill No. 24, entitled

A bill making an appropriation for the use of the Michigan Asylum for Insane Criminals.

The bill was read a first and second time by its title and referred to the committee on asylum for criminal insane.

Mr. Brown, previous notice having been given and leave being granted, introduced

Senate bill No. 25, entitled

A bill making an appropriation for the erection of a detached building for male patients on the ground of the Michigan asylum for insane criminals.

The bill was read a first and second time by its title and referred to the committee on asylum for criminal insane.

Mr. Boughner, previous notice having been given and leave being granted, introduced

Senate bill No. 26, entitled

A bill to repeal sections 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101 and 102 of Howell's annotated statutes of Michigan and so much of all other acts and parts of acts as relates to the registration of electors in townships.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Crocker, unanimous consent being given, offered the following resolution:

Resolved, That a committee be appointed by the President of the Senate, consisting of one member from each congressional district, to whom

all matters concerning the apportionment of the State into congressional, senatorial and State representative districts shall be referred.

On motion of Mr. Weiss,

The resolution was laid upon the table by the following vote, Mr. Crocker calling for the yeas and nays, and the Senators voting as follows:

YEAS.

Mr. Benson	Mr. Porter	Mr. Stevens	Mr. Weiss	
Boughner	Prindle	Taylor	Wheeler	
Brown	Sabin	Toan	Wilkinson	
			Withington	13

NAYS.

Mr. Bastone	Mr. Doran	Mr. McCormick	Mr. Smith	
Beers	Gilbert	Mugford	Wisner	
Crocker	Holcomb	Sharp		11

Mr. Doran, unanimous consent being given, offered the following concurrent resolution:

Resolved by the Senate (the House concurring), That the Senate adjourn on Friday afternoon of this week until Wednesday, January 28, at 9 P. M., for the purpose of enabling the different committees on State institutions to have time to visit the same.

Mr. Taylor moved to amend the resolution by striking out the words "Wednesday evening, January 28," where they occur, and inserting in lieu thereof "Wednesday, February 4."

Mr. Sharp moved to amend the amendment by adding to the original resolution the words, "and further, that leave of absence be granted the Senators who shall then be engaged on said committees and detained by such visits to the State institutions."

Mr. Brown offered the following concurrent resolution as a substitute for the whole matter:

Resolved by the Senate (the House concurring), That when the Senate adjourn on Friday, January 23, it adjourn to Monday, February 2, at 9 o'clock P. M.;

Mr. Taylor moved to excuse Mr. Wisner from voting;

Which motion did not prevail.

The substitute then prevailed, the Senators voting as follows:

YEAS.

Mr. Bastone	Mr. Holcomb	Mr. Stevens	Mr. Wheeler	
Benson	McCormick	Taylor	Wilkinson	
Brown	Prindle	Toan	Withington	
Crocker	Sabin	Weiss	Wisner	16

NAYS.

Mr. Beers	Mr. Doran	Mr. Mugford	Mr. Sharp	
Boughner	Gilbert	Porter	Smith	8

Mr. Taylor moved to amend the substitute offered by Mr. Brown, by

striking out the words "Monday, February 2," where they occur, and inserting in lieu thereof the words "Thursday, February 5;"

Which amendment did not prevail, the Senators voting thereon as follows:

YEAS.

Mr. Benson	Mr. Stevens	Mr. Toan	Mr. Wheeler	
Sabin	Taylor	Weiss		7

NAYS.

Mr. Bastone	Mr. Crocker	Mr. McCormick	Mr. Sharp	
Beers	Doran	Mugford	Smith	
Boughner	Gilbert	Porter	Wilkinson	
Brown	Holcomb	Prindle	Withington	
			Wisner	17

Mr. Doran moved to amend the substitute offered by Mr. Brown by striking out the words "Monday, February 2" where they occur, and inserting in lieu thereof the words "Wednesday, January 28, at 9:30 P. M."

Which amendment did not prevail, the Senators voting thereon as follows:

YEAS.

Mr. Beers	Mr. Crocker	Mr. Gilbert	Mr. Porter	
Boughner	Doran	Mugford	Sharp	8

NAYS.

Mr. Bastone	Mr. McCormick	Mr. Stevens	Mr. Wheeler	
Benson	Prindle	Taylor	Wilkinson	
Brown	Sabin	Toan	Withington	
Holcomb	Smith	Weiss	Wisner	16

The question then being upon the substitute offered by Mr. Brown,

The substitute prevailed, the Senators voting thereon as follows:

YEAS.

Mr. Bastone	Mr. Prindle	Mr. Taylor	Mr. Wilkinson	
Benson	Sabin	Toan	Withington	
Brown	Smith	Weiss	Wisner	
McCormick	Stevens	Wheeler		15

NAYS.

Mr. Beers	Mr. Doran	Mr. Holcomb	Mr. Porter	
Boughner	Gilbert	Mugford	Sharp	
Crocker				9

Mr. Doran, unanimous consent being given, offered the following resolution:

Resolved by the Senate (the House concurring), That the members of the different committees whose duty it is to visit the State institutions, be

allowed as expenses, only the actual money paid out as such expenses while visiting the State institutions.

Mr. Taylor moved to lay the resolution upon the table,

Which motion prevailed, Mr. Doran calling for the yeas and nays and the Senators voting as follows:

YEAS.

Mr. Bastone	Mr. Holcomb	Mr. Taylor	Mr. Wilkinson	
Benson	McCormick	Toan	Withington	
Brown	Sabin	Weiss	Wisner	
Crocker	Stevens	Wheeler		15

NAYS.

Mr. Beers	Mr. Gilbert	Mr. Porter	Mr. Sharp
Boughner	Mugford	Prindle	Smith
Doran			

GENERAL ORDER.

On motion of Mr. Taylor,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Wisner to the chair.

After some time spent therein, the committee rose, and, through their chairman made the following report:

The committee of the whole have had under consideration the following: Senate bill No. 13, entitled

A bill making an appropriation for the current and running expenses of the Michigan Mining School until the general appropriation for that purpose shall be available,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

CHAUNCEY W. WISNER, *Chairman.*

The President having resumed the chair,

The report was accepted and the committee discharged.

On motion of Mr. Wisner,

The bill was placed upon the order of third reading of bills.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Prindle	Mr. Toan	
Benson	Gilbert	Sabin	Weiss	
Beers	Holcomb	Sharp	Wheeler	
Boughner	McCormick	Smith	Wilkinson	
Brown	Mugford	Stevens	Withington	
Crocker	Porter	Taylor	Wisner	24

NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 21, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 44, entitled

A bill to amend chapter 1 of act No. 48 of the session laws of 1882, entitled "An act to reincorporate the city of Manistee," approved March 15, 1882.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The message was received, and the bill was read a first and second time by its title and referred to the committee on cities and villages.

COMMUNICATION FROM STATE OFFICER.

The President announced the following:

STATE OF MICHIGAN, }
AUDITOR GENERAL'S OFFICE, }
Lansing, January, 21, 1891. }

Hon. John Strong, President of Senate:

SIR—In response to a resolution of the Senate adopted on the 16th inst., I have the honor to submit a statement showing the credit balances of the trust funds at the close of the fiscal year ending June 30, 1890; the rate of interest paid by the State thereon on each of such funds, and the total amount of such interests so paid on each fund for each of the last five fiscal years.

Very respectfully,

GEO. W. STONE,
Auditor General.

Balances of Trust Funds, June 30, 1900.			Interest Credited for past Five Fiscal Years.						
Name of Fund.	Dr.	Cr.	Rate of Int'et Per Ct.	1890.	1899.	1898.	1897.	1896.	Aggregate.
Primary School.....		\$3,596,888 98	7	\$247,400 00	\$244,292 85	\$239,322 40	\$136,123 89	\$226,178 21	\$1,992,405 86
University.....		515,087 85	7	35,984 64	35,724 53	35,516 50	26,446 11	34,997 15	163,699 08
Agricultural College.....		373,610 84	7	25,653 81	24,551 32	23,425 64	16,493 98	20,571 65	110,606 90
Normal School.....		63,990 12	6	3,321 81	5,511 26	8,763 80	2,814 65	3,722 58	17,963 55
Primary School 5 per cent.....		795,991 61	5	39,698 12	38,494 15	39,625 58	10,788 01	18,175 93	138,706 79
Totals.....		\$5,315,039 35	-----	\$552,637 88	\$347,513 61	\$332,673 52	\$191,400 14	\$303,645 47	\$1,522,490 63

On motion of Mr. Taylor the reading was dispensed with and the report was ordered spread upon the Journal.

On Motion of Mr. Taylor,
The Senate went into

EXECUTIVE SESSION,

The time being 3:30 o'clock P. M.

The Executive Session closed, the time being 4:00 o'clock P. M.

On motion of Mr. Beers,
The Senate adjourned.

Lansing, Thursday, January 22, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred Senate bill No. 7, entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula, for and during the session of 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

PETER GILBERT, *Chairman.*

The report was accepted and the bill placed on the general order.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing January 21, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate substitute for House bill No. 8, being

An act to provide for ceding to the United States of America exclusive jurisdiction over the site and grounds selected for the erection of a public building for the use of the United States postoffice and for other public purposes in the city of Lansing, Michigan, during the time the United States shall be, or remain, the owner thereof for all purposes except the

administration of the criminal laws of the State of Michigan, and the service of civil and criminal process therein.

EDWIN B. WINANS, *Governor.*

The message was accepted and tabled.

COMMUNICATION FROM STATE OFFICER.

The President announced the following:

STATE OF MICHIGAN, }
AUDITOR GENERAL'S OFFICE, }
Lansing, January 22, 1891. }

Hon. John Strong, President of Senate:

SIR—In reply to a resolution of the Senate adopted on the 19th inst., I have the honor to say that the amount of State tax apportioned to the several counties in the year 1890 was \$1,263,744.00.

During the fiscal year ending June 30, 1890, specific taxes were received from corporations as follows:

Railroad companies.....	\$669,881 04
Mining companies.....	76,316 32
Insurance companies.....	159,625 77
Express companies.....	2,133 61
Telephone and telegraph companies.....	22,291 64
Plank road companies.....	1,542 81
River improvement companies.....	2,294 63
Freight, sleeping and palace car companies.....	90 87
	<hr/>
	\$934,176 69

This department is not in possession of information as to the amount of real estate and of personal property on which the State tax of 1890 was assessed.

Very respectfully,
GEO. W. STONE,
Auditor General.

The communication was accepted and ordered spread upon the Journal.

MESSAGE FROM THE HOUSE.

The President announced the following

HOUSE OF REPRESENTATIVES, }
Lansing, January 22, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

Resolved by the Senate (the House concurring), That when the Senate adjourn on Friday, January 23, 1891, it stand adjourned to Monday, February 2, 1891, at 9 o'clock P. M.

As substituted by the House as follows:

Resolved by the House of Representatives (the Senate concurring), That when the Legislature adjourns on Friday, January 23, 1891, it stand

adjourned until Wednesday, January 28, 1891, at 9:15 P. M., and that during the recess the respective committees of the Senate and House attend to their duties of visiting the different State institutions,

In the passage of which substitute, the House has agreed by a majority vote of all the members elect.

Very respectfully,
LYMAN A. BRANT,
Clerk of the House of Representatives.

On motion of Mr. Doran,

The Senate concurred in the concurrent resolution as substituted by the House, the Senators voting as follows:

YEAS.

Mr. Bastone	Mr. Brown,	Mr. McCormick	Mr. Sharp	
Benson	Crocker	Mugford	Smith	
Beers	Doran	Porter	Wisner	
Boughner	Gilbert			14

NAYS.

Mr. Holcomb,	Mr. Sabin	Mr. Toan	Mr. Wilkinson	
Morse	Stevens	Weiss	Withington	
Prindle	Taylor	Wheeler		11

Mr. Taylor gave notice that on some future day he would move to reconsider the vote by which the Senate concurred in the House substitute for the concurrent resolution.

NOTICES.

Mr. Gilbert gave notice that on some future day he would ask leave to introduce

A bill to provide a hospital ward at the Agricultural College for sick students.

MOTIONS AND RESOLUTIONS.

Mr. Brown offered the following resolution:

Resolved, That the attention of the committee on Mining School and mining interests be and is hereby called to sections 1186 and 1187 of Howell's annotated statutes, and said committee is hereby instructed to give this subject their special attention, and ascertain the reasons, if any, why said sections should not be repealed.

Mr. Boughner moved to take from the table the resolution offered yesterday by Mr. Crocker, relative to the appointment of a committee to whom shall be referred all matters relative to the apportionment of the State into congressional, senatorial and representative districts;

Which motion prevailed.

Mr. Taylor offered the following resolution as a substitute:

Resolved, That a committee be elected by the Senate, consisting of one member from each congressional district, to which all matters, concerning the redistricting of the State into congressional and legislative districts and the apportionment of representatives in the legislature to the several counties and representative districts shall be referred.

Which substitute was adopted, the Senators voting thereon as follows:

YEAS.

Mr. Bastone	Mr. Prindle	Mr. Taylor	Mr. Wheeler
Benson	Sabin	Toan	Wilkinson
Brown	Stevens	Weiss	Withington
Morse			

13

NAYS.

Mr. Beers	Mr. Doran	Mr. McCormick	Mr. Sharp
Boughner	Gilbert	Mugford	Smith
Crocker	Holcomb	Porter	Wisner

12

The question being upon the adoption of the substitute,
The substitute was adopted, the Senators voting as follows:

YEAS.

Mr. Bastone	Mr. Prindle	Mr. Taylor	Mr. Wheeler
Benson	Sabin	Toan	Wilkinson
Brown	Stevens	Weiss	Withington
Morse			

13

NAYS.

Mr. Beers	Mr. Doran	Mr. McCormick	Mr. Sharp
Boughner	Gilbert	Mugford	Smith
Crocker	Holcomb	Porter	Wisner

12

Mr. Taylor offered the following resolution:

Resolved, That the Senate do now proceed to elect the committee on apportionment and redistricting, beginning by electing a member from the first congressional district and then proceeding in the same manner with each congressional district in numerical order.

Mr. Sharp moved to lay the resolution on the table;

Which motion did not prevail, the Senators voting as follows:

YEAS.

Mr. Beers	Mr. Doran	Mr. McCormick	Mr. Sharp
Boughner	Gilbert	Mugford	Smith
Crocker	Holcomb	Porter	

11

NAYS.

Mr. Bastone	Mr. Sabin	Mr. Toan	Mr. Wilkinson
Brown	Stevens	Weiss	Withington
Morse	Taylor	Wheeler	Wisner
Prindle			

13

Mr. Wisner moved to make the subject matter a special order for Monday, February 2, at 9:30 P. M.;

Mr. Taylor rose to a point of order, his point being that Mr. Wisner's motion was out of order.

The President declared the motion of Mr. Wisner as in order.

Mr. Gilbert moved as an amendment to the substitute, that the subject matter be made the special order for Monday evening, February 9;

Which amendment prevailed.

The substitute as amended was then adopted.

PRESENTATION OF PETITIONS.

Mr. Beers, unanimous consent being given, presented

No. 12. By Mr. Beers: Resolution of Pomona grange of Berrien Center, relative to the holding of long sessions of the Legislature and the creating of new and unnecessary offices for purposes of favoritism and without practical benefit to the masses of the people.

Referred to committee on State affairs.

INTRODUCTION OF BILLS.

Mr. Porter, previous notice having been given, and leave being granted, introduced

Senate bill No. 27, entitled

A bill to detach the township of Chester, Ottawa county, from the county of Ottawa and attach the same to the county of Muskegon.

The bill was read a first and second time by its title, and referred to the committee on counties and townships.

Mr. Holcomb, previous notice having been given, and leave being granted, introduced

Senate bill No. 28, entitled

A bill to detach certain territory from the township of Ellis, in the county of Cheboygan, and attach the same to the township of Nunda in said county.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

On motion of Mr. Porter,

The Senate went into

EXECUTIVE SESSION,

The time being 2:40 o'clock P. M.

The executive session closed, the time being 2:45 o'clock P. M.

GENERAL ORDER.

On motion of Mr. Smith.

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Sharp to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 7, entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula, for and during the session of 1891.

And report that the said bill is still under consideration by the committee.

GEORGE W. SHARP, *Chairman.*

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 22, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Senate bill No. 13, entitled

A bill making an appropriation for the current and running expenses of the Michigan Mining School until the general appropriation for that purpose shall be available.

In the passage of which Senate bill No. 13 the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The report was accepted and referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Porter,

The Senate adjourned.

Lansing, Friday, January 23, 1891.

The Senate met and was called to order by the President.

Religious services by Rev. S. P. Peaker.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 13. By Mr. Toan: Resolutions of Scotia Association No. 1526, of Ionia, requesting the defeat of any bill designed to pass an appropriation of money for paying the expenses of a National G. A. R. encampment at Detroit.

Referred to committee on military affairs.

On motion of Mr. Toan,

The petition was ordered spread upon the Journal.

The petition is as follows:

Ionia, January 15, 1891.

WHEREAS, The city of Detroit extended an invitation to the Grand Army of the Republic to hold its next national encampment in that city; and
 [WHEREAS, They now seek to have the State Legislature appropriate the sum of \$50,000 to defray the expense of said encampment; therefore

Resolved, By this association that our Representative and Senator be requested to vote against and to use all honorable means to defeat any bill making such appropriation;

Resolved, That a copy of this resolution be forwarded to our Representative and Senator.

Scotia Association No. 1526, Patrons of Industry.

W. L. WINCHELL, *Secretary*.

Ionia, Michigan.

No. 14. By Mr. Doran: Resolution of the board of supervisors of Kent county, requesting legislators to examine into the laws concerning the collection of delinquent taxes, and to endeavor to procure their amendment, to the end of lessening the expense to the county.

Referred to the select committee on taxation.

No. 15. By Mr. Doran: Resolution of the board of supervisors of Kent county, relative to the passage of an act to enable Kent county to provide useful employment for prisoners under sentence in the Kent county jail.

Referred to committee on prisons.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate manuscript bill No. 13, entitled

A bill making an appropriation for the current and running expenses of the Michigan Mining School, until the general appropriation for that purpose shall be available.

CHAS. B. BOUGHNER, *Chairman*.

The report was received.

By the committee on cities and villages:

The committee on cities and villages to whom was referred House bill No. 44, entitled

A bill to amend chapter 1, of act number 48, of the session laws of 1882, entitled "An act to incorporate the city of Manistee," approved March 14, 1882.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. S. BEERS, *Chairman*.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Porter	Mr. Weiss
Benson	Holcomb	Prindle	Wheeler
Beers	McCormick	Sabin	Wilcox
Boughner	Miller	Sharp	Wilkinson
Brown	Milnes	Smith	Withington
Crocker	Morse	Stevens	Wisner
Doran	Mugford	Taylor	
Garvelink	Park	Toan	

30

NAYS.

0

Title agreed to.

On motion of Mr. Wheeler,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred the subject of mileage for the members, officers and employés of the Senate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the following recommendations of allowance of mileage:

	Miles.
Mrs. Mary Glendenning.....	174
James Perrin.....	136
F. Stewart Isham.....	130

PETER GILBERT, *Chairman.*

Report accepted and committee discharged.

MESSAGES FROM THE GOVERNOR.

The President announced a communication on executive business from his excellency, the Governor.

The communication was received.

The President also announced the following:

Lansing, January 23, 1891.

Alfred J. Murphy, Secretary of the Senate:

DEAR SIR—I herewith transmit to you the names and salaries of the employés of the executive office, as per your request of January 22, 1891:

George G. Winans, private secretary to Governor.....	\$1,800 00
Howard Hovey, executive clerk.....	\$800 00
Secretary of pardon board.....	400 00
	1,200 00
Helen L. Earle, stenographer and typewriter.....	660 00
Charles Reeves, janitor in Executive and Attorney General's offices, \$2 per day.....	730 00

Very respectfully,

EDWIN B. WINANS, *Governor.*

The communication was received.

COMMUNICATIONS FROM STATE OFFICERS.

DEPARTMENT OF PUBLIC INSTRUCTION, }
OFFICE OF SUPERINTENDENT, }
Lansing, January 23, 1891. }

Hon. Alfred J. Murphy, Secretary of the Senate:

DEAR SIR—In compliance with Senator Milnes' resolution, a copy of which is inclosed in your letter of the 22d inst., calling for a statement of the number of persons employed in each of State departments, with the amount of salary paid to each, I have the honor to submit the following statement of employés in the department of Public Instruction:

The regular employés are:

	Salary.
W. F. Clarke, deputy superintendent	\$2,000 00
Hugh Brown, chief clerk	1,000 00
Mrs. Fanny Butler, clerk	1,000 00
Miss Nora Towne, clerk	1,000 00

In addition to the above the following persons are employed temporarily:

	Salary per month.
Mrs. F. J. Estabrook, clerk	\$60 00
Chas. Cowles, clerk	60 00
Miss Gertrude DeLand, clerk	60 00
Miss Fanny Seward, clerk	60 00

Very respectfully,

FERRIS S. FITCH,
Superintendent Public Instruction.

The communication was received.

STATE OF MICHIGAN,
OFFICE OF COMMISSIONER OF LABOR, }
Lansing, January 23, 1891.

Hon. Alfred J. Murphy, Secretary of the Senate:

DEAR SIR—In accordance with the Senate resolution adopted January 20th, I have the honor to submit the following:

The force of this bureau at the present time consists of

A. H. Heath, commissioner, salary	\$2,000
C. E. Barnes, deputy, salary	1,500
C. A. Cornell, chief clerk, salary	1,200

Respectfully,

A. H. HEATH, *Commissioner.*
per C. E. B.

The communication was received.

INSURANCE BUREAU, }
Lansing, January 23, 1891.

Hon. Alfred J. Murphy, Secretary of the Senate:

SIR—In response to a Senate resolution, a copy of which I have just received, I have the honor to report the names, rank and salaries of all the persons employed in this bureau, viz.:

	Salary.
Henry S. Raymond, commissioner of insurance	\$2,000 00
Henry N. Lawrence, deputy commissioner of insurance	1,500 00
Henry W. Walker, chief clerk	1,200 00
J. A. Van Wormer, clerk (employed only when services are needed at the rate of)	1,000 00

Respectfully,

HENRY S. RAYMOND,
Commissioner of Insurance.

The communication was received.

STATE OF MICHIGAN, }
 COMMISSIONER OF RAILROADS, }
Lansing, January 23, 1891.

Hon. Alfred J. Murphy, Secretary of the Senate:

DEAR SIR—In reply to your favor of the 22d inst., and in response to the resolution of Senator Milnes therein inclosed, I have the honor to transmit you herewith the subjoined list of officials and subordinates employed in this office, viz.:

	Salary.
Charles R. Whitman, commissioner	\$2,500 00
Wyllys C. Ransom, deputy commissioner	1,500 00
Clinton B. Conger, mechanical engineer	1,500 00
Robert B. Ransom, clerk	1,000 00

Very respectfully yours,

CHAS. R. WHITMAN,
Commissioner of Railroads.

The communication was received.

STATE OF MICHIGAN, }
 BANKING DEPARTMENT, }
Lansing, January 23, 1891.

To the President of the Senate:

SIR—In compliance with a resolution adopted by the Senate on the 20th inst., I have the honor to submit herewith the names of the employés of this department, and the salaries paid, viz.:

	Salary.
Theodore C. Sherwood, commissioner	\$2,500 00
Eugene A. Sunderlin, deputy commissioner and examiner	1,800 00
Lester M. Sherwood, chief clerk	1,200 00

Yours respectfully,

T. C. SHERWOOD,
Commissioner of the Banking Department.

The communication was received.

STATE OF MICHIGAN, }
 STATE LIBRARY, }
Lansing, January 22, 1891.

To Alfred J. Murphy, Secretary of the Senate:

SIR—In answer to your communication received this day, I would respectfully reply, that the following comprises the list of the names of those persons employed in the State library and the salaries paid.

By special statute:

	Salary.
Mrs. Harriet A. Tenney, librarian,	\$1,200 00
Mrs. Mary C. Spencer, assistant librarian,	900 00
Employés allowed and bills paid by the Board of State Auditors:	
James M. Twaits, clerk in law department of the library	600 00
Allen B. Failing, clerk and messenger in library, all departments	600 00
Alson P. Coryell, janitor and shipping clerk, \$2 per day except Sunday.	

The library is kept open during the terms of the Legislature and supreme court, from 7:30 A. M. to 9 o'clock P. M., and at other times from 8 A. M. to 12 M., and from 1:30 to 5 P. M., excepting legal holidays and Sundays. On Saturdays the library closes at 4 o'clock P. M.

Very respectfully,

MRS. HARRIET A. TENNEY,
State Librarian.

The communication was received.

STATE OF MICHIGAN, }
STATE LAND OFFICE, }
Lansing, January 22, 1891. }

To the Honorable Senate of the Legislature of Michigan:

In reply to a resolution of your honorable body adopted, January 20, 1891, "that all State departments be requested to furnish the Senate with a complete list of the names of all the persons in their several departments drawing pay, giving their rank and amount of salary paid each" etc., I have the honor to state as follows:

STATE LAND OFFICE.

	Salary.
Geo. T. Shaffer, commissioner	\$800 00
Lowell H. Glover, deputy commissioner	2,000 00
Edwin R. Havens, acting chief clerk	1,000 00
William Ennis, book-keeper	1,200 00
Wm. T. S. Shaffer, assistant book-keeper	1,000 00
James A. Bowen, draftsman	1,200 00
John G. Wilkinson, swamp land clerk, stenographer and type-writer	1,000 00
F. Gertrude Shaffer, assistant swamp land clerk, stenographer and typewriter	1,000 00
Henry J. Ohls, abstract clerk	1,000 00
Geo. Borabeck, index and filing clerk	1,000 00
Sadie Shaffer, extra clerk copying field notes	1,000 00
Alex. Cameron, " " " " "	1,000 00

GEO. T. SHAFFER,
Commissioner State Land Office.

The communication was received.

STATE OF MICHIGAN, }
STATE TREASURER'S OFFICE, }
Lansing, January 23, 1891. }

Hon. John Strong, President of the Senate:

SIR—In reply to a resolution of the Senate, adopted on the 20th inst., I have the honor to say that below may be found statement showing complete list of the names of all the persons in their several departments drawing pay, giving their rank and amount of salary paid each per year:

	Salary.
F. Braastad, state treasurer	\$1,000 00
A. D. Garnea, deputy state treasurer	2,000 00

	Salary.
P. J. Davis, cashier	\$1,500 00
C. F. Moore, bookkeeper	1,200 00
Victor Munson, chief clerk	1,200 00
Lave Lea, janitor, \$2.00 per day.	

Very respectfully,
A. D. GARNER,
Deputy State Treasurer.

The communication was received.

STATE OF MICHIGAN, }
DEPARTMENT OF STATE, }
Lansing, January 23, 1891. }

Hon. John Strong, President of the Senate:

SIR—I have the honor to submit the following list of employes in this department, giving their positions and salaries received:

	Salary.
Daniel E. Soper, secretary of state	\$800
Louis E. Rowley, deputy secretary of state	2,000
G. Major Taber, chief clerk	1,200
Frank A. Potter, executive clerk	1,100
Robert L. Hewitt, chief of division of ag'l statistics	1,100
Thomas H. Forster, chief of division of vital statistics	1,100
George C. Presley, corporation clerk	1,000
Wm. H. Wieand, ass't corporation clerk	720
Wm. H. Tallman, ass't corporation clerk	720
John L. Van Pelt, patent clerk	1,000
Robert B. Callahan, compilation clerk	1,000
Albert V. Phister, ass't compilation clerk	1,000
Ambrose A. Weeks, ass't compilation clerk	720
Clinton Spencer, ass't compilation clerk	1,000
Robert L. Gage, clerk board state auditors	1,000
Stephen L. George, ass't executive clerk	1,000
Ursula L. Boardman, clerk department vital statistics	1,000
Lucretia B. Noble, clerk department vital statistics	1,000
Catherine H. Blair, clerk department vital statistics	1,000
Emma B. Wilmarth, clerk department vital statistics	720
C. Ethel Soper, clerk department vital statistics	720
Helen M. Fisher, clerk department corporation	720
Susan B. Winans, clerk department agricultural statistics	1,000
Laura C. Healey, clerk department agricultural statistics	1,000
Elizabeth E. Ten Eyck, clerk department agricultural statistics	1,000
Junius H. Hatch, clerk department agricultural statistics	1,000
Frederick Alexander, clerk department agricultural statistics	1,000
Darius A. Babcock, clerk department agricultural statistics	1,000
Anna M. Buchanan, clerk department agricultural statistics	720
Belle Thompson, clerk department agricultural statistics	720
Aime M. Doubbleaire, shipping clerk	1,000
George Stormout, janitor and clerk	900
Martin J. Howard, janitor, \$2.00 per diem.	
Claude Riley, messenger	600

Very respectfully,
DANIEL E. SOPER,
Secretary of State.

The communication was received.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 23, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following, entitled House bill No. 33, file No. 3, entitled

A bill requiring certain of the regular terms of the circuit court for the county of Iosco to be hereafter held within the city of Au Sable,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Garvelink gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 231 of the session laws of 1889, being an act to amend section 27, of chapter 1, of act No. 243, of the public acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintaining of highways and private roads, and the building, repairing and preservation of bridges within this State," as amended by act No. 166 of the public acts of 1883.

Mr. Wilcox gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the Michigan Pioneer and Historical Society for the years 1891 and 1892.

MOTIONS AND RESOLUTIONS.

Mr. Taylor moved to reconsider the action of yesterday whereby the Senate had made the subject matter of the election of a committee on apportionment and redistricting of the State into congressional and legislative districts, the special order for Monday evening, February 9;

Which motion prevailed.

Mr. Taylor moved to adopt the motion of Mr. Gilbert, by which the said subject matter was made the special order for Monday evening, February 9;

Which motion did not prevail.

The question then recurred on the adoption of Mr. Wisner's motion that the subject matter of the resolution be made the special order for Monday, February 2, at 9.30 P. M.;

Which motion did not prevail.

Mr. Bastone moved to reconsider the vote by which the resolution introduced by Mr. Taylor, which reads as follows, was adopted:

Resolved, That the Senate do now proceed to elect the committee on apportionment and redistricting, beginning by electing a member from the first congressional district, and then proceeding in the same manner with each congressional district in numerical order;

Which motion prevailed.

Mr. Bastone then moved the adoption of the resolution;

Which motion did not prevail.

Mr. Bastone then moved to reconsider the vote by which the following resolution, introduced by Mr. Taylor as a substitute to the resolution offered by Mr. Crocker, was adopted;

Resolved, That a committee be elected by the Senate consisting of one member from each congressional district, to which all matters concerning the redistricting of the State into congressional and legislative districts and the apportionment of representatives in the Legislature to the several counties and representative districts shall be referred;

Which motion prevailed.

The question then being upon the adoption of the substitute offered by Mr. Taylor,

The substitute was not adopted.

Mr. Doran offered the following resolution:

Resolved, That a committee be appointed by the President of the Senate, consisting of one member from each congressional district, to whom all matters concerning the apportionment of the State into congressional, senatorial and State representative districts shall be referred;

Which resolution was adopted.

Mr. Crocker moved to reconsider the action of yesterday, whereby the Senate had concurred in the following substitute, passed by the House, to a concurrent resolution passed by the Senate:

Resolved by the House of Representatives (the Senate concurring), That when the Legislature adjourns on Friday, January 23, 1891, it stand adjourned until Wednesday, January 28, 1891, at 9:15 P. M., and that during the recess the respective committees of the Senate and House attend to their duties of visiting the different State institutions.

Mr. Beers moved to lay the motion to reconsider on the table;

Which motion prevailed, the Senators voting as follows:

YEAS.

Mr. Bastone	Mr. Crocker	Mr. Miller	Mr. Sharp	
Benson	Doran	Milnes	Smith	
Beers	Gilbert	Morse	Withington	
Boughner	Holcomb	Mugford	Wisner	
Brown	McCormick	Porter		19

NAYS.

Mr. Garvelink	Mr. Stevens	Mr. Weiss	Mr. Wilcox	
Prindle	Taylor	Wheeler	Wilkinson	
Sabin	Toan			10

INTRODUCTION OF BILLS.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 29, entitled

A bill to amend sections 1, 2 and 4 and the title of act No. 386, of the local acts of 1885, entitled "An act to provide for the retirement of aged

and disabled firemen and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit," approved June 16, 1885.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

On motion of Mr. Gilbert,
The Senate went into

EXECUTIVE SESSION,

The time being 2.50 o'clock P. M.

The Executive Session closed, the time being 3:15 o'clock P. M.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, January 23, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 13, being

An act making an appropriation for the current and running expenses of the Michigan Mining School until the general appropriation for that purpose shall be available.

EDWIN B. WINANS, *Governor.*

The communication was received.

The President announced the following Senators as a select committee to examine the recommendations of the retiring and present governors on the subject of taxation, and to draft and submit a general tax bill:

Messrs. Wilkinson, Sharp and Doran.

GENERAL ORDER.

On motion of Mr. Smith,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Smith to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:
Senate bill No. 7, entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula, for and during the session of 1891.

Respectfully report that they have had the same under consideration, and have directed their chairman to report the bill back to the Senate with the recommendation that it be laid upon the table.

FRANK SMITH, *Chairman.*

The report was accepted.

Unanimous consent being given,

Mr. Brown offered the following resolution:

Resolved, That all members of the Senate who are upon any of the com-

mittees to visit the State institutions, be granted leave of absence until Monday, February, 2, 1891.

Mr. Beers moved to lay the resolution upon the table;

Which motion did not prevail.

The question being upon the adoption of the resolution,

The resolution was adopted, the Senators voting as follows:

YEAS.

Mr. Bastone	Mr. Holcomb	Mr. Park	Mr. Taylor
Benson	McCormick	Prindle	Toan
Brown	Miller	Sabin	Weiss
Crocker	Milnes	Sharp	Wilcox
Gilbert	Morse	Smith	Withington
			20

NAYS.

Mr. Beers	Mr. Mugford	Mr. Stevens	Mr. Wilkinson
Boughner	Porter	Wheeler	Wisner
			8

Mr. Wheeler moved to take from the table

Senate bill No. 7, entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula for and during the session of 1891;

Which motion prevailed.

Mr. Wheeler moved to suspend the rules and place the bill upon its immediate passage;

Which motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Morse	Mr. Smith	Mr. Wilcox
Beers,	Park	Taylor	Wilkinson
Crocker	Prindle	Toan	Withington
McCormick	Sabin	Weiss	Wisner
Milnes	Sharp	Wheeler	
			19

NAYS.

Mr. Bastone	Mr. Brown	Mr. Holcomb	Mr. Mugford
Boughner	Gilbert	Miller	Porter
			8

Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Crocker, as chairman of the committee selected to investigate the case of Fridlender vs. Morse, in the matter of the contest for the seat of the Senator from the 26th district, asked indefinite leave of absence for said Senators from and after February 2d, until they had completed said investigation; also that Mr. Morse be also excused during such time;

On motion of Mr. Wheeler,

The requests were granted.

On motion of Mr. Park,

The Senate adjourned.

Lansing, Wednesday, January 28, 1891.

The Senate met and was called to order by the President at 9:15 o'clock P. M.

Roll called: not a quorum present.

Present: Messrs. Boughner, Crocker, Doran, Garvelink, Mugford, Porter, Prindle, Smith, Wilcox, Wilkinson and Withington.

On motion of Mr. Porter,

The Senate adjourned.

Lansing, Thursday, January 29, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: not a quorum present.

Present: Messrs. Boughner, Crocker, Doran, Garvelink, Mugford, Porter, Prindle, Sabin, Smith, Toan, Wilcox, Wilkinson, Withington and Wisner.

On motion of Mr. Doran,

The Senate adjourned.

Lansing, Friday, January 30, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. W. H. Dickerman.

Roll called: a quorum present.

Absent without leave: Messrs. Gilbert and Horton.

On motion of Mr. Porter,

Mr. Sharp was granted leave of absence until February 2.

On motion of Mr. Mugford,

Mr. Gilbert was granted leave of absence for the remainder of the week.

On motion of Mr. Doran,

Mr. Horton was excused until the Senate should next convene.

PRESENTATION OF PETITIONS.

No. 16. By Mr. Doran: Petition of residents of Kent county for the enactment of a law making salary compensations for certain officers of said county.

Referred to the committee on counties and townships.

On motion of Mr. Doran,

The petition was ordered spread upon the Journal.

The petition is as follows:

To the Honorable Senate and House of Representatives of the State of Michigan:

We, the undersigned, residents of Kent county, Michigan, do hereby most respectfully ask your honorable bodies to enact a law making the offices of register of deeds, county clerk, county treasurer, judge of probate and prosecuting attorney of said county, salaried offices, the amount of the salary not to exceed \$2,000 per annum, to be fixed by the board of supervisors, and all fees and interest received in said offices to be paid into the county treasury and so credited to the general fund of the county; also that the salaries of all assistants, and clerks be fixed by the board of supervisors at a maximum of \$1,000 per annum, said law to take immediate effect. We also ask that the fees of the sheriff and circuit court commissioners be reduced.

(Signed)

H. J. CHAMBERS.

And 212 others.

No. 17. By Mr. Wisner: Petition of citizens of Nashville, praying for the passage of a bill for the incorporation of the public schools of the village of Nashville.

Referred to the committee on judiciary.

On motion of Mr. Wisner,

The petition was ordered spread upon the journal.

The petition is as follows:

To the Honorable, the members of the Senate and the House of Representatives of the State of Michigan:

Your petitioners respectfully represent that they are citizens and freeholders in the village of Nashville and interested in its public schools. That the village of Nashville has a population of upwards of twelve hundred people and its annual school attendance numbers three hundred and six.

That said village embraces land in the townships of Castleton and Maple Grove, and the interests of the public schools of said village will be promoted by the incorporation of the schools, as a special district.

We further represent that said village was originally incorporated by special charter and was afterwards re-incorporated, under the general laws of the State. That under said original charter, the method of collecting taxes contemplated by the bill introduced in the present Legislature for the incorporation of said public schools, was provided for, and since the re-incorporation of said village said method has been pursued, and is best adapted to the economical and satisfactory administrations of the affairs of the district.

We therefore respectfully ask that said bill for the incorporation of the public schools of the village of Nashville, may be passed and given immediate effect.

Dated January 24, 1891.

H. R. DICKINSON,

(Signed)

WM. BOSTON,

CHAS. W. SMITH,

Director.

JOHN FURMISS,

C. A. HOUGH,

Trustees.

Moderator.

And 18 others.

No. 18. By Mr. Boughner: Petition of citizens of Pontiac township, Oakland county, opposing an appropriation to assist in defraying expenses of a G. A. R. reunion to be held in Detroit.

Referred to the committee on military affairs.

On motion of Mr. Boughner,

The petition was ordered spread upon the journal.

The petition is as follows:

To the Senate and House of Representatives :

We, the undersigned, citizens and taxpayers of the township of Pontiac, county of Oakland, State of Michigan, do hereby petition you to use all lawful means to prevent an appropriation of (\$50,000), fifty thousand dollars, or any amount to assist in paying the expense of a soldiers and sailors' reunion to be held in the city of Detroit, during the summer and fall of 1891.

Dated Pontiac, January 22, 1891.

(Signed)

C. E. BUCKBEE,

And 21 others.

No. 19. By Mr. Sabin: Petition of David Oaks Post, G. A. R., asking for an appropriation by the State towards defraying the expenses of a National Encampment of the G. A. R. at Detroit.

Referred to committee on military affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 9, entitled

A bill to provide for the committing of pauper insane persons to the Wayne County Insane Asylum, and for the transfer of such persons to the State asylum, and from the State asylum to the said county asylum, and to provide for the support and maintenance of such insane persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that the same be referred to the committee on asylums for the insane, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner, the bill was referred to the committee on asylums for the insane.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 33, entitled

A bill requiring certain of the regular terms of the circuit court for the county of Iosco to be hereafter held in the city of Au Sable,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Wisner moved that the same be laid on the table;

Which motion prevailed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 16, entitled

A bill to prohibit any person from filling at any one period more than one township office in the same township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted, and committee discharged.

On motion of Mr. Wisner the bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 17, entitled

A bill to prohibit officers from charging traveling fees for returning process by mail, and to permit to charge a mailing fee in such cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 15, entitled

A bill exempting from poll taxes discharged soldiers, sailors, marines, and other persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary to whom was referred.

Senate petition 3, entitled

A petition or resolution of the board of supervisors of Ottawa county, for the repeal of section No. 27, act No. 231, public acts of 1889, in regard to building fences and crossings,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

recommendation, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The subject matter was laid on the table.

COMMUNICATIONS FROM STATE OFFICERS.

STATE OF MICHIGAN, }
STATE TREASURER'S OFFICE, }
Lansing, January 23, 1891. }

To the President of the Senate:

SIR—In compliance with the resolution of Mr. Wisner, "That the State Treasurer be requested to inform the Senate the present condition of the State funds, and if any be deposited outside his vaults, where the same is deposited, and at what rate of interest, if any, and what security is held by him for the State," will say that the inclosed statement will answer in full as to the condition of the State treasury on the day requested.

Very respectfully,

A. D. GARNER,
Deputy State Treasurer.

STATE TREASURER'S OFFICE, }
Lansing, January 19, 1891. }

BALANCES IN DEPOSITORIES AND IN VAULT.

First National Bank, Detroit.....	\$252,149 70
American Exchange National Bank, Detroit.....	75,000 00
Commercial National Bank, Detroit.....	10,000 00
Third National Bank, Detroit.....	10,000 00
Central Michigan Savings Bank, Lansing.....	15,000 00
Ishpeming National Bank, Ishpeming.....	125,000 00
Alpena National Bank, Alpena.....	25,000 00
Lumberman's State Bank, West Bay City.....	15,000 00
Cash in safe.....	22,017 06
Total.....	<u>\$549,166 76</u>

Drawing 3 per cent interest on daily balances.

Money in depositories secured by bonds approved by Board of State Auditors.

On motion of Mr. Wisner,

The communication was referred back to the State Treasurer for a fuller compliance with the resolution requesting the information.

STATE OF MICHIGAN, }
DEPARTMENT OF STATE, }
Lansing, January 29, 1891. }

To the Senate:

I herewith submit as supplemental to my former communication, a statement showing the salaries paid employes in this department prior to January 1, 1891:

Francois B. Egan, Deputy	\$2,000
Gill R. Osmun, Sec. of State	800
Stephen L. George, Chief Clerk	1,200
Clinton Spencer, Executive Clerk	1,100
Robt. L. Hewitt, Chief Div. Agl. Statistics	1,000
Thos. H. Forster, Chief Div. Vital Statistics	1,100
George C. Presley, Corporation Clerk	1,100
John L. Van Pelt, Patent Clerk	1,100
Robt. B. Callahan, Compilation Clerk	1,100
Oscar F. Lockhead, Clerk	1,000
Frank C. Hertzler, Clerk	1,000
Henry L. Hulbert, Clerk	1,000
Ursula L. Boardman, Clerk	1,000
Lucretia B. Noble, Clerk	1,000
Frieda A. Rowe, Clerk	1,000
Catharine H. Blair, Clerk	1,000
Susan B. Winans, Clerk	1,000
Laura C. Healey, Clerk	1,000
Elizabeth E. Ten Eyck, Clerk	1,000
Robert S. Ramage, Clerk	1,000
Junius H. Hatch, Clerk	1,000
George S. Currie, Clerk	1,000
James W. Hopkins, Clerk	1,000
Fredrick Alexander, Clerk	1,000
Chas. T. Williams, Clerk	1,000
Alfred Bingham, Clerk	1,000
Henry L. Schulte, Clerk	1,000
Robt. L. Gage, Clerk	1,000
Albert V. Phister, Clerk	1,000
Den E. Alward, Clerk	1,000
Darius A. Babcock, Clerk	1,000
Aime M. Doubbleaire, Shipping Clerk	1,000
George Stormont, Janitor and Clerk	900
Wm. E. Buttars, Janitor, \$2.00 per diem	

Total \$34,824

(Signed)

DANIEL E. SOPER,
Secretary of State.

The communication was received, and,
On motion of Mr. Wisner,
Was ordered spread upon the journal.

STATE OF MICHIGAN,
OFFICE OF COMMISSIONER MINERAL STATISTICS, }
Lawton, Mich., January 29, 1891.

Hon. Alfred J. Murphy, Secretary of the Senate:

SIR—I have just reached home after several week's absence and find yours of the 22d inst., conveying copy of resolution adopted by the Senate. Since I have held the office of Commissioner of Mineral Statistics there has been no deputy or clerk employed. The appropriation has not been sufficient to justify such expense. Whatever assistance I have found it necessary to employ I have paid for as a private matter. The appropriation is \$2,500 per year, and that amount must cover the entire expenses connected with the office, so far as the State is concerned. Some years I have used half of the appropriation to do the printing alone, that is for printing and maps and plats. I think if you examine the matter you will conclude that the office has been neither a sinecure nor a bonanza.

Very respectfully your obedient,

CHARLES D. LAWTON.

The communication was received.

MILITARY DEPARTMENT, MICHIGAN,
QUARTERMASTER GENERALS OFFICE,
Lansing, January 23, 1891.

Hon. John Strong, President of the Senate:

SIR—In compliance with Senator Milnes' resolution, adopted by the Senate on the 20th inst., I have the honor to submit names of the employees of this department and the salaries paid each per year:

Geo. M. Devlin, Quartermaster General.....	\$1,000 00
L. F. Harter, Assistant Quartermaster General.....	1,500 00
H. H. Wethered, Armorer.....	600 00

Very respectfully,

GEO. M. DEVLIN,
Quartermaster General.

The communication was received.

OFFICE OF THE
STATE INSPECTOR OF ILLUMINATING OILS,
Ypsilanti, Michigan, January 23, 1891.

Mr. Alfred J. Murphy, Secretary of the Senate:

SIR—Please find enclosed information as per resolution of the Senate.

Very respectfully,

HENRY D. PLATT,
State Inspector of Illuminating Oils.

Annual Report of H. D. Platt, State Inspector of Illuminating Oils, showing expenditures for the year ending December, 31, 1890.

Deputies Names.	Districts.		Salary Paid.	Expenses Paid.	Total Expenses.
Robt. Y. Ogg.....	1		\$1,200 00	\$60 29	-----
Robt. Pelham.....	1		1,200 00	105 49	-----
William Jibb.....	2		990 40	270 80	-----
Thom G. Green.....	3		828 71	252 10	-----
Richard Haigh.....	4		1,092 30	9 50	-----
T. T. Higgins.....	5		352 86	105 15	-----
Banl. C. Porter.....	6		1,200 00	96 29	-----
A. S. Kodzie.....	7		841 80	58 50	-----
A. D. Betts.....	8		287 90	20 45	-----
John Holbrook.....	8	Change during the year.	790 00	156 84	\$1,077 90
E. T. Yeomans.....	9		850 97	3 00	-----
Albert Stiles.....	10		1,187 60	81 60	-----
Geo. H. Turner.....	11		859 08	65 60	-----
Richard Ferris.....	12		300 00	53 45	-----
Wm. M. Kelley.....	12	Change during the year.	900 00	122 15	1,200 00
Alice E. C. Mann.....	13		1,036 30	102 06	-----
W. E. Rogers.....	14		500 00	109 20	-----
Bart. E. Cook.....	15		1,075 20	537 02	-----
Wm L. Mason.....	16		961 05	332 45	-----
Leander Weaver.....	17		866 66	80 03	-----
Chas. H. Spalding.....	18		196 00	11 50	-----
Chas. H. Pease.....	18	Change during the year.	403 18	96 00	601 18
William Crosby.....	19		622 89	52 06	-----
John Pulcifer.....	20		667 68	113 76	-----
Curtis Buck.....	21		617 18	143 34	-----
Geo. W. Johnson.....	21	Change during the year.	57 93	8 40	675 13
Isaac Wright.....	22		84 00	-----	-----

The communication was received.

STATE OF MICHIGAN,
ATTORNEY GENERAL'S OFFICE,
Lansing, January 28, 1891. }

To the Senate of the State of Michigan:

In response to your question, expressed in your resolution, passed January 20, 1891, I have the honor to reply that I have clerks in this office at an aggregate salary of \$1,500 per annum, as per schedule hereto attached. And believing, as expressed in your resolution, that the strictest economy should be exercised in the administration of public affairs, I beg leave to call your attention to the following facts:

First, That no department in the State service is more important than that represented by this office;

Second, That no department of the State government is so poorly paid;

Third, That on account of defective legislation, and other defects hereafter pointed out, certain abuses have arisen in this department that can be remedied only by the people and the Legislature.

Our constitution, adopted years ago, placed the salary of the Attorney General at eight hundred dollars, a sum below that which is now paid by the ordinary county for the salary of prosecuting attorney; and the amount allowed for clerk hire only allows pay about one-half as large as is paid to clerks in other departments in the State service, where no better work is demanded.

For years past, owing to the fact that the amount fixed by the constitution was too low to pay the reasonable expenses of an attorney to look after the legal business of this State, and owing further to the fact that the State business connected with this department has increased every year, one of two courses had to be adopted: either neglect the business, or send it out to other attorneys as occasion might require—the bills of such attorneys to be audited by the Board of State Auditors. The latter course, it would appear, has been adopted. In this way no money has been saved to the State of Michigan. Much of the work that should have been done in this department has been neglected; the State officers who have occasion to call for legal advice have been put to much trouble in reaching the head of this department, and the State has lost many thousands of dollars by reason of such neglect. A good per cent of the important business of the office has been farmed out to outside attorneys, who have charged to the State of Michigan retainers ranging everywhere from \$25 to \$100 per case, and have charged the State for their services from \$25 to \$100 per day; and in this way the State has paid more money to get done what has been done, than it would have paid to have had all the business attended to by providing a reasonable salary for the Attorney General, and sufficient clerk hire, and then insist that the Attorney General look after the business of the office, the same as the Supreme Court Judges are required to do, and in a line of strict economy.

Believing that it will save money to the taxpayers of the State of Michigan, I now call your attention to this matter, and ask that you make some reasonable provision so that the business of this office may be conducted, not by employing outside attorneys to look after it, nor for sweet charity's sake, but like all other business of the State, should be conducted on business principles.

The amount allowed for clerk hire in the Attorney General's office should not be less than \$2,500 per annum and the salary should be adjusted

at some reasonable compensation, and the law be so amended after the salary is so fixed, and clerk hire provided for, that the Attorney General shall be required to look after and personally supervise all State business connected with this department.

An examination of the accounts in the office of the Board of State Auditors will satisfy your honorable body that the people of the State of Michigan have adopted, or compelled its officers to adopt, one of the most expensive systems that could be imagined. The board in the past have left the matter of the payment of attorneys, selected by the Attorney General, to him, he certifying the bills and then auditing the same.

In November, 1890, the Board of State Auditors audited as attorney fees something over \$2,500, and in December, 1890, something over \$1,000. The amount expended in this way amounts to an enormous sum each year.

If the people of the State of Michigan desire to continue this expensive practice after it is brought to their attention, they cannot do better than to continue the present constitutional provision. I believe the people desire the business of this office run on business principles, and to this end, I respectfully suggest:

First, That an amendment to the constitution be submitted to the people at the spring election to allow the Legislature to regulate the compensation of the Attorney General,

Second, That after such amendment that the compensation of the Attorney General be fixed at a reasonable rate, and he be required to personally look after and supervise all State business connected with this department.

Respectfully submitted,

A. A. ELLIS,

Attorney General.

SCHEDULE OF CLERK HIRE IN ATTORNEY GENERAL'S OFFICE.

Chas. W. Nichols, chief clerk, \$2.16 per day or \$65.00 per month; James Scully, attorney, \$1.00 per day or \$30.00 per month; Carrie Fauscett, stenographer, \$1.00 per day or \$30.00 per month.

In addition to the above the Attorney General gets a salary which equals \$2.19 per day.

P. S. Each of the above persons boards himself.

The communication was received.

MILITARY DEPARTMENT, MICHIGAN, }

ADJUTANT GENERAL'S OFFICE, }

Lansing, January 23, 1891.

Hon. John Strong, President of the Senate:

SIR—In compliance with resolution of the Senate, adopted on the 20th inst., I have the honor to submit the following statement as to rank, pay, etc., of employes of this office:

	Present pay per month.	Amount paid during 1890.
Adjutant General.....	\$83 33	\$1,000 00
Wm. W. Cook, Assistant Adjutant General.....	125 00	1,500 00
Martha Bogardus, clerk.....	75 00	810 00
George Decker, clerk.....	75 00	702 26
W. S. Plumb, clerk.....	75 00	700 00
Hattie Cook, clerk.....	75 00	550 00

Very respectfully,

J. S. FARRAR,

Adjutant General.

The communication was received.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 30, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 112, entitled

A bill to amend section 1817 of the compiled laws of 1871, as amended by act No. 261 of the public acts of 1881, as amended by act No. 77, of the public acts of 1885, as amended by act 244 of the public acts of 1887, and act 273 of the public acts of 1887, the same being section 1756, of volume 3, of Howell's annotated statutes and relating to the support of the poor by the public,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and,

On motion of Mr. Wisner,

Was laid upon the table.

NOTICES.

Mr. Crocker gave notice that on some future day he would ask leave to introduce

Joint resolution to amend section 28 of article 4 of the constitution, so as to read:

SEC. 28. No new bill shall be introduced into either house of the Legislature after the first thirty days of a session shall have expired.

Also,

A bill to repeal the charter of the Detroit and Erin Plank Road Company.

Also,

A bill to prevent the collection of tolls and the maintenance of toll gates within the corporate limits of any city or village within the State of Michigan.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to amend section 1176 of the compiled laws of 1871, as amended by act No. 59, of the session laws of 1872, approved March 12, 1872, being section 1226 of Howell's annotated statutes, relative to taxes on mining and smelting companies, as amended by act No. 108 of the session laws and public acts of Michigan for the year 1887.

Also,

A bill to amend sections 1 and 3 of act No. 97 of the session laws of 1889, entitled, "An act to provide for an additional circuit judge for the seventeenth judicial circuit and to define the powers and duties of the judge of said circuit and to provide for the manner of conducting the business of said court," and to add another section thereto to stand as section 7.

Mr. Wilkinson gave notice that on some future day he would ask leave to introduce

A bill to prevent the spreading and cause the destruction of milk-weed in the State of Michigan.

Mr. Toan gave notice that on some future day he would ask leave to introduce

A bill to regulate the embalming of the dead.

Mr. Milnes gave notice that on some future day he would ask leave to introduce

A bill to secure to women citizens, who are otherwise qualified, the right to vote in school, village, city and other municipal elections.

Mr. Wilcox gave notice that on some future day he would ask leave to introduce

A bill to alter the boundaries of, and detach certain lands from the union school district of the city of Corunna.

Also,

A bill to authorize the city of Corunna to borrow money for the purpose of making public improvements in said city, and to issue its bonds for the payment of the same.

MOTIONS AND RESOLUTIONS.

Mr. Milnes offered the following resolution:

Resolved, That the Secretary of State is respectfully requested to inform the Senate whether or not it has been customary to pay new clerks \$60 per month the first two months, and thereafter \$1,000 per year;

Which resolution was adopted.

Mr. Prindle offered the following resolution:

Resolved, That the President of the Senate be and he is hereby authorized and directed to appoint a special committee of three to be known as the "Columbian Exposition Committee" to whom all matters pertaining to said exposition shall be referred;

Which resolution was adopted.

Mr. Doran offered the following resolution:

Resolved, That the Auditor General be and he is hereby required to furnish the Senate with the amount of taxes received by the State from each mining and smelting corporation, annually, for the last 15 years;

Which resolution was adopted.

Mr. Doran also offered the following resolution:

Resolved, That the Auditor General be and he is hereby required to furnish the Senate with the amount of taxes received by the State from each railroad corporation, annually, for the last 15 years;

Which resolution was adopted.

Mr. Milnes offered the following resolution:

Resolved, That when the Senate adjourns today it stands adjourned until Monday, February 2, at 9:15 P. M.;

Which resolution was adopted, the Senators voting therefor by yeas and nays as follows:

YEAS.

Mr. Beers
Crocker
Doran

Mr. Fleshier
Garvelink
Milnes

Mr. Prindle
Sabin
Smith

Mr. Toan
Wilcox
Wilkinson

NAYS.

Mr. Boughner
Brown

Mr. Mugford

Mr. Porter

Mr. Wisner

5

Mr. Wilkinson asked for indefinite leave of absence.

On motion of Mr. Doran,

Such request was unanimously granted.

INTRODUCTION OF BILLS.

Mr. Toan, unanimous consent being given, introduced

Joint resolution No. 1, entitled

Joint resolution to amend section 1 of article 9, of the constitution of the State of Michigan relative to the salaries of certain State officers.

The joint resolution was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wilcox, previous notice having been given and leave being granted, introduced

Senate bill No. 30, entitled

A bill making an appropriation for the Michigan Pioneer and Historical Society for the years 1891 and 1892.

The bill was read a first and second time by its title and referred to the committee on finance and appropriations.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 31, entitled

A bill to organize and establish two justices' courts in the city of Grand Rapids, and to repeal all acts and parts of acts relative to justices of the peace and justices' courts in the city of Grand Rapids (except as reserved in section 11 of this act) in any wise contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Doran moved that the Senate adjourn;

Which motion prevailed, Mr. Doran calling for the yeas and nays, and the Senators voting thereon as follows:

YEAS.

Mr. Beers
Boughner
Brown
CrockerMr. Doran
Fleishem
Garvelink
MugfordMr. Porter
Prindle
Sabin
SmithMr. Toan
Wilcox
Wilkinson
15

NAYS.

Mr. Milnes

Mr. Wisner

2

The President announced that the Senate would stand adjourned until Monday, February 2. at 9:15 P. M.

Lansing, Monday, February 2, 1891.

The Senate met and was called to order by the President at 9:15 o'clock P. M.

Roll called: a quorum present.

Absent without leave, Messrs. Doran, Miller, Park, Sharp, Smith, Stevens, Toan, and Withington.

On motion of Mr. Sabin,

Mr. Withington was excused until tomorrow.

On motion of Mr. Boughner,

Mr. Smith was excused for the session.

On motion of Mr. Weiss,

All absentees were excused until tomorrow.

PRESENTATION OF PETITIONS.

No. 20. By Mr. Sabin: Resolutions of a convention of citizens of St. Joseph county, in opposition to abolishing the State Board of Health.

Referred to the committee on public health.

No. 21. By Mr. Boughner: Resolutions of a district convention of Patrons of Industry, held at Walled Lake, Oakland county, petitioning Legislators to use all honorable means toward defeating a proposition to appropriate \$50,000 by the State towards defraying the expenses of a National G. A. R. encampment at Detroit.

Referred to committee on military affairs.

No. 22. By Mr. Porter: Resolutions of the board of supervisors of Ottawa county, remonstrating against the detaching of the township of Chester from the county of Ottawa, and the annexing of the same to the county of Muskegon.

Referred to committee on counties and townships.

MESSAGE FROM THE GOVERNOR.

The President announced a communication on executive business from his excellency, the Governor.

The communication was received.

COMMUNICATIONS FROM STATE OFFICERS.

Alfred J. Murphy, Secretary of Senate:

In reply to your communication of January 22, we beg to submit the following:

BOARD OF STATE AUDITORS.

W. H. S. Wood, clerk, per year.....	\$1,600 00
T. M. Wilson, clerk, per year.....	1,600 00

The latter is retained a couple of months, as the reports of 1889 and 1890 are still unpublished and a large amount of extra work is thrown upon the office by reason of the soldier's bounty question, under the act of February 5, 1864, and also by the presence of the Legislature.

The reports will show that extra clerks have been employed in the past in that office and a large amount of the work has been at times thrown upon the clerks in my office.

Very respectfully,

DANIEL E. SOPER,
Chairman Board of State Auditors.

**PAY ROLL OF ENGINEERS, MECHANICS, ETC., EMPLOYED BY BOARD OF AUDITORS,
DECEMBER, 1890.**

	Salary.
Thomas Hill, engineer.....	\$150 00
Addison Childs, assistant engineer.....	60 00
George Wilcox, night watch, 31 days, @ \$2.25.....	69 75
Arthur L. Hanson, night watch, 31 days, @ \$2.25.....	69 75
Fred. B. Lee, day watch, 31 days, @ \$2.00.....	62 00
Chas. F. Smith, day watch, 31 days, @ \$2.00.....	62 00
Jeremiah Mahoney, fireman, 1 month.....	45 00
Henry D. Humphrey, helper, 31 days, @ \$2.00.....	62 00
Wm. Plummer, elevator, 27 days, @ \$2.00.....	54 00
Wm. Shuttleworth, painter, 27 days, @ \$2.50.....	67 50
Peter Clark, carpenter, 28 days, @ 2.50.....	70 00
Wm. Ralston, repairing stone walks, 27 days @ \$3.25.....	87 75
John Kennedy, janitor, 1 month.....	50 00
Geo. K. Grove, " ".....	50 00
John Broad, " ".....	50 00
Chas. McKrill, janitor, 27 days, @ \$2.00.....	54 00
James Johnson, laborer, 27 days, @ \$1.50.....	40 50
Chas. H. Holmes, laborer, 27 days, @ \$1.50.....	40 50
John Oatley, laborer, 27 days, @ \$1.50.....	40 50
Frank L. Thompson, fireman, 1 month.....	45 00
James Fitzgerald, laborer, 31 days @ \$1.50.....	46 50
John Maher, laborer, 27 days, @ \$1.50.....	40 50
Henry Deck, shoveling snow 3 days @ \$1.50.....	4 50
Thomas King, " " 2 days ".....	3 00
Phillip Barker, " " 2 days ".....	3 00
H. B. Goodspeed, janitress, 27 days ".....	40 50

PAY ROLL OF ENGINEERS, ETC., EMPLOYED BY BOARD OF AUDITORS, FEBRUARY, 1891.

	Salary.
Hugh Guy, engineer, per year.....	\$1,420 00
L. E. Baker, assistant engineer, per year.....	1,100 00
George Wilcox, night watch, per day.....	2 25
David S. Bennett, night watch, per day.....	2 25
George Longstreet, day watch, per day.....	2 00
I. H. Sanford, day watch, per day.....	2 00
James Conway, fireman, per day.....	2 00
James Conley, helper, per month.....	50 00
G. C. Rawson, elevator, per day.....	2 00
M. C. Taylor, painter, per day.....	2 50
Ellis, carpenter, per day.....	2 50
Theo. J. George, janitor, per month.....	50 00
Geo. K. Grove, janitor, per month.....	50 00
Jesse Brown, janitor, per month.....	50 00
Emet Fisher, janitor, per day.....	2 00
Carl Vogel, laborer, per day.....	1 50
B. F. Waite, laborer, per day.....	1 50
Geo. M. Kilmer, laborer, per day.....	1 50
James H. Simmons, laborer, per day.....	1 50
Geo. W. Johnson, laborer, per day.....	1 50
Frankie Sanford, janitress, per day.....	1 50

The communication was received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 2, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved, by the House of Representatives of the State of Michigan,

(the Senate concurring), That our Senators and Representatives in Congress are hereby requested to secure, if possible, an amendment to the Federal Constitution, prohibiting any state from authorizing any lottery, or from permitting the sale of lottery tickets,

Which has been adopted by the House by a majority vote of all the members present, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,
LYMAN A. BRANT,
Clerk of the House of Representatives.

On motion of Mr. Milnes,
 The Senate concurred in the adoption of the resolution.
 The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, January 30, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 50, entitled

A bill to amend section 18 of chapter 114 of the revised statutes of 1846, entitled "of proceedings against debtors by attachment," being compiler's section 8003 of Howell's annotated statutes,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on judiciary.

NOTICES.

Mr. Holcomb gave notice that on some future day he would ask leave to introduce

A bill to regulate the practice of medicine and surgery.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to amend section 9 of act No. 137 of the session laws of 1887.

INTRODUCTION OF BILLS.

Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate bill No. 32, entitled

A bill to secure to women citizens, who are otherwise qualified, the right to vote in school, village, city and other municipal elections.

The bill was read a first and second time by its title and referred to the committee on judiciary.

On motion of Mr. Milnes,

The Senate adjourned.

Lansing, Tuesday, February 3, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. J. E. Weed.

Roll called: a quorum present.

Absent without leave: Messrs. Miller, Park, Sharp, Smith and Stevens.

On motion of Mr. Boughner,

Mr. Smith was excused for the day.

On motion of Mr. Porter,

Mr. Sharp was excused for the day.

On motion of Mr. Doran,

All absentees were excused for the day.

PRESENTATION OF PETITIONS.

No. 23. By Mr. Milnes: Petition of Butterworth Post G. A. R. asking the Legislature to grant aid in entertaining the National G. A. R. encampment at Detroit.

Referred to committee on military affairs.

No. 24. By Mr. Porter: Resolution of Muskegon medical club, in remonstrance against abolishing the State Board of Health.

Referred to committee on public health.

No. 25. By Mr. Porter: Resolution of Phil Kearny Post No. 7, G. A. R., of Muskegon, asking for an appropriation in aid of the National G. A. R. encampment, to be held at Detroit.

Referred to committee on military affairs.

No. 26. By Mr. Boughner: Petition of Orchard Lake Association, Patrons of Industry, remonstrating against an appropriation for the National G. A. R. encampment at Detroit.

Referred to committee on military affairs.

No. 27. By Mr. Horton: Resolutions of Myron Baker Post No. 33, G. A. R., in favor of a State appropriation for the National G. A. R. encampment at Detroit.

Referred to committee on military affairs.

No. 28. By Mr. Mugford. Resolutions of North Hart Association No. 1390, Patrons of Industry, protesting against the appropriation of money by the State in aid of the National G. A. R. encampment at Detroit.

Referred to committee on military affairs.

No. 29. By Mr. Horton: Resolution of Woodbury Post No. 45, G. A. R., favoring an appropriation for the National G. A. R. encampment at Detroit.

Referred to the committee on military affairs.

No. 30. By Mr. Beers: Remonstrance of the board of supervisors of Iosco county against the holding of two terms of the circuit court for said county in the city of Au Sable.

Referred to the committee on judiciary.

No. 31. By Mr. Brown: Resolution of the board of supervisors of Oakland county, urging the passage of an act modifying the taxation of real and personal property.

Referred to special committee on taxation.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary,

The committee on judiciary to whom was referred

Senate bill No. 21, entitled

A bill to amend and supersede an act entitled, "An act to prescribe the manner of conducting, and to prevent fraud and deception at general elections in this State," approved July 5, 1889, being act number 263 of the session laws of 1889, and compiler's sections 178a to 178d inclusive of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to ask that said bill be printed for the further consideration of said committee.

C. W. WISNER, *Chairman.*

The report was accepted, and

On motion of Mr. Wisner, the bill was ordered printed.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 3, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 28, (file No. 17), entitled

A bill to repeal all of Act No. 254, of the public acts of 1889, being an act relative to the election of representatives to the State Legislature in districts where more than one are to be elected,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The above entitled bill was read a first and second time by its title, and pending its reference,

Mr. Wisner moved to suspend the rules and place the bill upon its immediate passage;

Which motion did not prevail.

The bill was then referred to the committee on judiciary.

NOTICES.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Grand Rapids.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the townships of Grand Rapids, Paris, Wyoming and Walker, in the county of Kent, and to annex the same to the city of Grand Rapids.

INTRODUCTION OF BILLS.

Mr. Holcomb, previous notice having been given and leave being granted, introduced

Senate bill No. 33, entitled

A bill to regulate the practice of medicine and surgery in the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Benson, previous notice having been given and leave being granted, introduced the following substitute for

Senate bill No. 23, entitled

A bill to prohibit the use of the term "bank" "banker" or "bankers" to designate the business carried on by any person or persons, firm or corporation, other than corporations organized under the banking law of this State or of the United States.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 34, entitled

A bill to provide for the compensation and to prescribe the duties of certain officers of the county of Kent.

The bill was read a first and second time by its title and referred to the committee on judiciary.

UNFINISHED BUSINESS.

Mr. Wisner moved to take from the table

House bill No. 112, entitled

A bill to amend section 1817 of the compiled laws of 1871, as amended by act 261 of the public acts of 1881, as amended by act 77 of the public acts of 1885, as amended by act 244 of the public acts of 1887, and act 273 of the public acts of 1887, the same being section 1756, of Vol. 3, of Howell's annotated statutes, and relating to the support of the poor by the public.

Which motion prevailed.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Benson	Mr. Garvelink	Mr. Mugford	Mr. Weiss
Beers	Holcomb	Porter	Wheeler
Boughner	Horton	Prindle	Wilcox
Brown	McCormick	Sabin	Withington
Doran	Milnes	Toan	Wisner 20

NAYS.

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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President announced the following appointments of Senators to act as a committee to whom all matters concerning the apportionment of the State into congressional, senatorial and State representative districts shall be referred:

SENATE CHAMBER, }
Lansing, February 3, 1891. }

By authority granted me by the Senate to appoint a committee, consisting of one member from each congressional district, to whom all matters concerning the apportionment of the State into congressional, senatorial and State representative districts shall be referred, I hereby appoint:

1st District, Mr. Smith,
 2d " Mr. Horton,
 3d " Mr. Withington,
 4th " Mr. Beers,
 5th " Mr. Garvelink,
 6th " Mr. Benson,
 7th " Mr. Crocker,
 8th " Mr. Brown,
 9th " Mr. Mugford,
 10th " Mr. Bastone,
 11th " Mr. Fleshier.

JOHN STRONG,
President of the Senate.

On motion of Mr. Wisner,
 The Senate went into

EXECUTIVE SESSION,

The time being 2:30 o'clock P. M.
 The executive session closed, the time being 2:40 o'clock P. M.
 On motion of Mr. Weiss,
 The Senate adjourned.

Lansing, Wednesday, February 4, 1891.

The Senate met and was called to order by the President.
 Religious exercises by Rev. S. R. Cook.
 Roll called: a quorum present.
 Absent without leave: Messrs. Mugford, Park, Prindle, Smith and Wisner.
 On motion of Mr. Boughner,
 Mr. Smith was excused for the day.
 On motion of Mr. Withington,
 Messrs. Wisner, Mugford and Prindle were excused for the day.
 On motion of Mr. Doran,
 All absentees were excused for the day.

PRESENTATION OF PETITIONS.

No. 32. By Mr. Horton: Resolutions adopted by Tri-county Farmers' Institute, petitioning such legislation as would place the Lake Shore &

Michigan Southern railway under the provisions of the general railroad laws of the State relative to taxation.

Referred to the committee on railroads.

REPORTS OF STANDING COMMITTEES.

By the committee on counties and townships:

The committee on counties and townships to whom was referred Senate bill No. 27, entitled

A bill to detach the township of Chester, Ottawa county, from the county of Ottawa, and attach the same to the county of Muskegon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

AUGUSTIN C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred Senate bill No. 28, entitled

A bill to detach certain territory from the township of Ellis, in the county of Cheboygan, and attach the same to the township of Nunda in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

AUGUSTIN C. McCORMICK, *Chairman.*

The report was accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, {
Lansing, February 2, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 42, file No. 1, entitled.

A bill to create the thirtieth judicial circuit, providing for the holding of courts therein, and for the employment, duties, and compensation of a stenographer for said circuit,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The above entitled bill was read a first and second time by its title, and pending its reference,

Mr. Boughner moved to refer the same to the committee on State affairs;

Mr. Wilcox moved to amend by referring the same to the committee on judiciary;

Which amendment prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 4, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 2 (file No. 9), entitled

A bill to amend chapter 16, by adding one section thereto, to stand as section 3; sections 7 and 16 of chapter 25, and sections 2 and 12 of chapter 26 of act number 333 of the session laws of 1889, entitled "An act to incorporate the city of Cheboygan, and to repeal an act entitled 'An act to re-incorporate the village of Cheboygan, in the county of Cheboygan,' approved March 27, 1877," approved March 13, 1889,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

NOTICES.

Mr. McCormick gave notice that on some future day he would ask leave to introduce

A bill to regulate the business of pawnbrokers within this State.

Also,

A bill to prohibit gambling in grain and other commodities and to provide a penalty therefor.

Mr. Weiss gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1 and 3 of chapter 167 of Howell's annotated statutes, relating to industrial schools.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to fix and determine the territory to compose school district number 1 of the township of Ontonagon, in the township of Ontonagon, and to form and erect said school district out of such territory.

Mr. Miller gave notice that on some future day he would ask leave to introduce

A bill to amend and revise the charter of Hastings, Barry county.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to amend the session laws of 1877, page 241, being compiler's section (2221) and (2222) of Howell's statutes of the State of Michigan,

relative to the hunting of game and cutting of bee trees on the premises or lands of others.

Mr. Stevens, gave notice that on some future day he would ask leave to introduce

A bill to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this State, for the purpose of driving, sorting, holding and delivering logs thereon.

MOTIONS AND RESOLUTIONS.

Mr. Doran offered the following resolution:

Resolved, That the committee on State Public School be and they are hereby authorized to investigate the management and affairs of the State Public School at Coldwater, and report the result of their investigations to this Senate, and in order to fully carry out said investigations that said committee be and they are hereby authorized and empowered to send for persons, and papers and subpoena witnesses in furtherance of said investigation.

Which resolution was adopted.

Mr. Withington offered the following resolution:

Resolved, That the special committee on election laws be increased to five members, and that all bills for the amendment of the election laws shall be referred to this committee.

Which resolution was adopted.

Mr. Withington offered the following resolution:

Resolved, That the committees on banks and corporations, military affairs, and the special committees on elections and redistricting, shall be allowed jointly one clerk, to be appointed by the committee on redistricting; the said clerk's compensation to commence with the date of his appointment.

The question being upon the adoption of the resolution,

Mr. Doran moved to lay the resolution on the table,

Which motion prevailed.

INTRODUCTION OF BILLS.

Mr. Brown, previous notice having been given and leave being granted, introduced

Senate bill No. 35, entitled

A bill to provide for the election of a Commissioner of Railroads, and to define his powers and duties, and to fix his compensation; superseding sections 1, 2, 3, 4, 5, 6 and 7 of act number 79 of the session laws of 1873, and all acts and parts of acts amendatory of said sections.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wilcox, previous notice having been given and leave being granted, introduced

Senate bill No. 36, entitled

A bill to alter the boundaries of, and detach certain lands from union school district of the city of Corunna.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Wilcox, previous notice having been given and leave being granted, introduced

Senate bill No. 37, entitled

A bill to authorize the city of Corunna to borrow money for the purpose of making public improvements in said city, and to issue its bonds for the payment of the same.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Milnes, previous notice not having been given, by unanimous consent introduced

Senate bill No. 38, entitled

A bill to provide that a mortgage deed of trust, contract or other obligation by which a debt is secured, shall be treated for the purpose of assessment or taxation as an interest in the property affected thereby.

The bill was read a first and second time by its title and referred to the committee on taxation.

On motion of Mr. Brown,

The Senate adjourned.

Lansing, Thursday, February 5, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Miller and Prindle.

On motion of Mr. Doran,

Messrs. Miller and Prindle were excused for the day.

The President announced having received the answer of Benjamin C. Morse to the protest of Charles A. Fridlender, contesting the right of said Morse to his seat in the Senate.

The answer was received and referred to the select committee having the matter in charge.

PRESENTATION OF PETITIONS.

No. 33. By Mr. Wilcox: Resolutions of the joint boards of trustees of the Michigan asylums for the insane, and petition of a committee representing said boards, requesting an appropriation for the erection of cottages in connection with the Eastern Michigan Asylum and the purchase of additional land.

Referred to committee on asylums for insane.

On motion of Mr. Wilcox,

The petition was ordered spread upon the Journal, as follows:

To the Senate and House of Representatives of the State of Michigan:

WHEREAS, At a meeting of the joint boards of trustees of the Michigan

asylums for the insane, held at the Eastern Michigan Asylum, at Pontiac, on the 20th day of November, 1890, it was "Resolved, That these joint boards unanimously recommend that an increase of accommodation be furnished at the Michigan Asylum for the Insane, at Kalamazoo, for 100, at the Eastern Michigan Asylum, at Pontiac, for 200, and at the Northern Michigan Asylum, at Traverse City, for 150 more insane patients, and all on the successful and economical cottage plan now in operation;" and

WHEREAS, The necessity for additional provision for the insane in the district of the Eastern Michigan Asylum remains pressing and urgent, and at the recent visits of the legislative committees to the asylum, the board of trustees was requested to make an estimate of the amount necessary to be appropriated for the erection of cottages to provide for the needs of this district during the present biennial period; and

WHEREAS, The legislative committees having made this request, a special meeting of the board of trustees was held at the Eastern Michigan Asylum on the 31st day of January, 1891, at which meeting, a full board being present, the subject was presented for discussion, and it was resolved that the undersigned be appointed a committee to prepare for the Legislature a memorial, setting forth the necessity of providing accommodation at once for at least 200 additional patients in the district of the Eastern Michigan Asylum, and that in the opinion of the board the necessary cottages can be erected at a cost of \$300 per capita per patient;

Therefore, this committee, acting on behalf of the board of trustees, would respectfully memorialize your honorable body to make an appropriation for the erection of cottages in connection with the Eastern Michigan Asylum, for the accommodation of 200 additional patients, at a cost not to exceed \$300 per capita, and would respectfully represent that by reason of the crowded condition of the Eastern Michigan Asylum, the institution has accumulated a surplus which will enable it to pay from one-third to one-half of the cost of such additional provision.

The committee would further represent that, in view of the importance of the continuance of milk, an inexpensive and nutritious article of food, upon the regular dietary of the asylum, it is important that arrangements be perfected whereby additional land may be purchased to accommodate the larger herd of cows necessitated by the recent and prospective increase in the population of the asylum.

AUG. L. BALDWIN, *Trustee*,
J. E. SAWYER, *Trustee*,
C. B. BURR, *Medical Sup't*,
Committee.

No. 34. By Mr. Mugford: Petition of Henry Cogill and 36 other citizens of Crystal township, Oceana county, relative to authorizing the State to print all the text books used in the district schools of the State.

Referred to committee on education and public schools.

No. 35. By Mr. Doran: Petition of H. J. Chambers and numerous other residents of Kent county, asking that the offices of Commissioner of Railroads, of Insurance, of Labor and of Immigration, also the offices of Wardens of the various State institutions; also memberships of the State boards, be made elective by the direct vote of the people; also asking that the office of State Game and Fish Warden be abolished.

Mr. Milnes moved that the petition do lie upon the table,

Which motion prevailed, Mr. Doran calling for the yeas and nays and the Senators voting as follows:

YEAS.

Mr. Benson	Mr. Holcomb	Mr. Park	Mr. Stevens	
Beers	Horton	Porter	Toan	
Boughner	McCormick	Sabin	Weiss	
Brown	Milnes	Sharp	Wheeler	
Garvelink	Mugford	Smith	Wilcox	20

NAYS.

Mr. Doran	Mr. Withington	Mr. Wisner	3
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No. 36. By Mr. Toan: Petition of veterans of the war of the rebellion for equalization of the State bounty, authorized to be paid to certain volunteer soldiers.

Referred to committee on claims and accounts.

On motion of Mr. Toan.

The petition was ordered spread upon the Journal as follows:

To the Senate:

1st. We, the undersigned, veterans of the State of Michigan, do petition to your honorable body for equalization of State bounty.

2d. After the decision of the Supreme Court of the State of Michigan ordering the payment of State bounty from the 1st day of January, 1864, till the close of the war, 1865.

3d. A number of veterans who enlisted between the 10th day of November, 1863, and the 1st day of January, 1864, enlisted under the promise to receive \$50 of State bounty, which has not been paid to this day.

4th. Therefore we the petitioners, further pray the payment of bounties to veterans of 1861 and 1862, and those of 1863 that have not been paid.

5th. We call your attention to those who did receive the bounty of the latter part of 1864 and the spring of 1865. These men, some of them, never left the State, and are drawing large pensions,—as much as \$30.00 per month, and the veterans of 1861 and 1862, receiving \$2.00 and \$4.00 per month.

We remain your humble servants,

Geo. W. Hull, late Co. D., 1st E. and M.,
 Wm. R. Bowser, late Co. K., 21st Mich.,
 Wm. Milligan, late, Co. E., 1st E. and M.,
 Allen A. Kellogg, 10th Mich. Cav.,
 Plyn Williams, Co. E., 1st Mich. E. and M.,
 Francis Kanouse, Co. E., 1st M. E. and M.,
 Charles Lanz, 1st Cav.,
 Wm. Densper.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred the following concurrent resolution:

Resolved by the Senate (the House concurring), That the committee on cities and villages of the Senate and municipal corporations of the House be authorized and empowered to investigate the doings, proceedings and

expenditures of the following boards of the city of Detroit, to wit: The board of police commissioners, the board of fire commissioners and the board of water commissioners, and report such facts as they may find, and their opinion and recommendations in reference thereto to the Senate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the resolution be adopted, and ask to be discharged from the further consideration of the subject.

J. S. BEERS, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the concurrent resolution,

The resolution was adopted.

By the committee on cities and villages:

The committee on cities and villages to whom was referred,

House bill No. 2, entitled

A bill to amend chapter 16, by adding one section thereto, to stand as section 3; sections 7 and 16 of chapter 25, and sections 2 and 12 of chapter 26 of Act No. 333 of the session laws of 1889, entitled "An act to incorporate the city of Cheboygan and to repeal an act entitled, 'An act to re-incorporate the village of Cheboygan in the county of Cheboygan, approved March 27, 1877,'" approved March 13, 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, and recommending that the amendments be concurred in:

Amend chapter 26, section 2, line 4, after the word "the" in said line, be amended by striking out the words "same day" and inserting the words "first Monday in May," and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. S. BEERS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 42, entitled

A bill to create the 30th judicial circuit, providing for the holding of courts therein, and for the employment, duties and compensation of a stenographer for said circuit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

* Report accepted and committee discharged.

On motion of Mr. Wilcox,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Horton	Mr. Sabin	Mr. Weiss
Beers	McCormick	Sharp	Wheeler
Brown	Milnes	Smith	Wilcox
Doran	Mugford	Stevens	Withington
Garvelink	Park	Toan	Wisner
Holcomb	Porter		
			22

NAYS.

Mr. Boughner 1

Title agreed to.

On motion of Mr. Wilcox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

Senate bill No. 29, entitled

A bill to amend sections 1, 2 and 4 and the title of act No. 386, of the local acts of 1885, entitled "An act to provide for the retirement of aged and disabled firemen and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit," approved June 16, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. S. BEERS, *Chairman*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

COMMUNICATIONS FROM STATE OFFICERS.

STATE OF MICHIGAN, }
DEPARTMENT OF STATE, }
Lansing, February 4, 1891.

Hon. John Strong, President of the Senate:

SIR—In reply to a resolution of the Senate, adopted on January 30, requesting this department to furnish information as to whether it has been customary to pay new clerks \$60.00 per month the first two months, and thereafter \$1,000 per year, I have the honor to state as follows:

An inspection of the annual reports of the Auditor General shows that there has been no observance of any settled rule in adjusting the salaries of new clerks. During the last few years the custom in this department has been to pay new clerks at the rate of \$70.00 and \$75.00 for the first month and at the rate of \$1000 per annum thereafter. Prior to that time I find that in a majority of cases new clerks were paid \$50.00 for the first month, which pay was gradually increased until the maximum limit of \$1,000 per year was reached. But there were numerous exceptions to this practice, some of the most competent of the new clerks being paid the full salary of \$1,000 per year from the start. Since the first of January, 1891

new clerks in this department have been paid \$60.00 per month. This pay will be increased according to the merits and capability of each clerk. It often occurs that some of the new clerks perform quite as much, if not more, work than others who have been long employed in the department, and there is no good reason why they should not receive the same compensation. I venture to respectfully suggest that the efficiency of the departmental service will be best promoted by leaving the adjustment of the salary of the clerical force to the determination of the judgment of the responsible heads of each department. They certainly are the best qualified to judge of the value of services rendered by each clerk.

Very respectfully,
DANIEL E. SOPER,
Secretary of State.

The communication was received.

STATE OF MICHIGAN, }
 STATE TREASURER'S OFFICE, }
Lansing, January 31, 1891.

To the President of the Senate:

SIR—I notice in the Daily Legislative Journal of the 30th inst., that the report of the State Treasurer, in reply to the resolution of Senator Wisner on Friday, January 16, was, on motion of Senator Wisner, referred back to the State Treasurer for "fuller compliance with the resolution requesting the information."

Now I will respectfully refer your honorable body to the said resolution and the reply of the State Treasurer to it, as I do not see what further is needed, and the answer seems to be in accordance with the resolution. Should any further information be needed it will be cheerfully given.

Very respectfully,
A. D. GARNER,
Deputy State Treasurer.

The communication was received.

NOTICES.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 161 of the public acts of 1885 as amended by act No. 287 of the public acts of 1887, relative to appeals from the police court for the city of Detroit to the recorder's court of said city in original cases.

Also,

A bill to provide for the appointment of city physicians of the city of Detroit by the board of poor commissioners of said city and to provide for the regulation of their duties.

Also,

A bill to regulate the conduct of judicial officers.

Also,

A bill relative to disorderly persons.

Also,

A bill to regulate the charge and rental of telephones.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A joint resolution directing the Board of State Auditors to settle a claim

made by Joseph Schefnecker against the State of Michigan for services and money expended by him in recruiting and organizing the fourteenth regiment of Michigan Infantry volunteers.

Mr. Mugford gave notice that on some future day he would ask leave to introduce

A bill to amend chapter 66 of Howell's compilation, it being act No. 174 of the laws of 1881.

Mr. Mugford gave notice that on some future day he would ask leave to introduce

A bill to protect the peach and other fruit trees from the yellows and black knot.

Mr. Beers gave notice that on some future day he would ask leave to introduce

A bill to regulate the practice of medicine and surgery.

Mr. Wilcox gave notice that on some future day he would ask leave to introduce

A bill providing for the erection of cottages at the Eastern Michigan Asylum at Pontiac, for the purchase of additional land for said asylum, and making provision by taxation for the payment of the same.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to regulate the rentals allowed for the use of telephones, and fixing a penalty for its violation.

Mr. Toan gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the unpaid portions of salaries for circuit judges.

MOTIONS AND RESOLUTIONS.

Mr. Sharp moved that the committee on State Public School be enlarged by the addition of one member;

Which motion prevailed.

The President thereupon appointed Mr. Milnes as such additional member of said committee.

On motion of Mr. Milnes,

Senate bill No. 29, entitled

A bill to amend sections 1, 2 and 4 and the title of act No. 386, of the local acts of 1885, entitled "An act to provide for the retirement of aged and disabled firemen and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit," approved June 16, 1885,

Was taken from the table, referred to the committee of the whole and placed on the general order without being ordered printed.

INTRODUCTION OF BILLS.

Mr. Wheeler, previous notice having been given, and leave being granted, introduced

Senate bill No. 39, entitled

A bill providing for the appointment, fixing the compensation and defining the duties of an official stenographer for the 28th judicial circuit, State of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Doran, previous notice having been given, and leave being granted, introduced

Senate bill No. 40, entitled

A bill to amend the session laws of 1877, page 241, being compiler's sections 2221 and 2222 of Howell's annotated statutes of the State of Michigan, relative to the hunting of game and the cutting of bee trees on the enclosed lands of others.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Weiss previous notice having been given, and leave being granted, introduced

Senate bill No. 41, entitled

A bill to amend sections 1 and 3 of chapter 167 of Howell's annotated statutes relative to industrial schools.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Smith, previous notice having been given, and leave being granted, introduced

Senate bill No. 42, entitled

A bill relative to contributory negligence and to provide for the submission of the same as a question of fact to the jury.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Stevens, previous notice having been given, and leave being granted, introduced

Senate bill No. 43, entitled

A bill to fix and determine the territory to compose school district number 1 of the township of Ontonagon in the county of Ontonagon and to form and erect said school district out of such territory.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. McCormick, previous notice having been given, and leave being granted, introduced

Senate bill No. 44, entitled

A bill to prohibit gambling in grain and other commodities and to provide a penalty therefor.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Stevens, previous notice having been given and leave being granted, introduced

Senate bill No. 45, entitled

A bill to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this State for the purpose of driving, sorting, holding and delivering logs thereon.

The bill was read a first and second time by its title and referred to the committee on judiciary.

REPORT OF SELECT COMMITTEE.

Unanimous leave being granted, the select committee appointed to exam-

ine the administration of Francis B. Egan as Deputy Secretary of State, made the following report:

STATE OF MICHIGAN, }
 SENATE CHAMBER, }
Lansing, February 5, 1891. }

To the Hon. President and Members of the Senate:

Your special committee appointed to investigate the administration of Deputy Secretary of State Egan, respectfully report that they have had the same under consideration, and have directed me to report as follows:

That they find that Mr. Egan did receive \$200 from the State treasury over and above his salary, for which the committee can find no authority, and believe that he was not entitled thereto, and the committee ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Mr. Milnes moved that the report do lie upon the table,
 Which motion prevailed.

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Milnes to the chair.

After some time spent therein, the committee rose, and, through their chairman made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 28 (file No. 4), entitled

A bill to detach certain territory from the township of Ellis, in the county of Cheboygan, and attach the same to the township of Nunda in said county.

Also,

Senate bill No. 29, entitled

A bill to amend sections 1, 2 and 4 and the title of act No. 386, of the local acts of 1885, entitled "An act to provide for the retirement of aged and disabled firemen and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit," approved June 16, 1885.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

Senate bill No. 27 (file No. 3), entitled

A bill to detach the township of Chester, Ottawa county, from the county of Ottawa and attach the same to the county of Muskegon.

Have directed their chairman to report the same back to the Senate, with the recommendation that it be recommitted to the committee on counties and townships.

ALFRED MILNES, *Chairman.*

The two first named bills were placed on the order of third reading of bills.

On motion of Mr. Wisner,

The Senate proceeded with the order of third reading of bills.

The first named bill, being Senate bill No. 28, was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Benson	Mr. Holcomb	Mr. Porter	Mr. Weiss,	
Beers	Horton	Sabin	Wheeler	
Boughner	McCormick	Sharp	Wilcox	
Brown	Milnes	Smith	Withington	
Doran	Mugford	Stevens	Wisner	
Garvelink	Park	Toan,		23

NAYS.

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Title agreed to

On motion of Mr. Holcomb,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill, being Senate bill No. 29, was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Holcomb	Mr. Porter	Mr. Weiss	
Beers	Horton	Sabin	Wheeler	
Boughner	McCormick	Sharp	Wilcox	
Brown	Milnes	Smith	Withington	
Doran	Mugford	Stevens	Wisner	
Garvelink	Park	Toan		23

NAYS.

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Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Milnes,

The Senate concurred in the action of the committee of the whole in recommitting Senate bill No. 27 to the committee on counties and townships.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 5, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, The statute of this State provides that members of the Legislature visiting State institutions under the direction of their respective

Houses shall be entitled to their actual and necessary traveling expenses in going to and returning from said institutions; therefore,

Resolved by the House of Representatives (the Senate concurring), That the proper officers of the House and Senate be and are hereby directed in making up, adjusting the accounts of, and issuing orders for the payment of expenses incurred by members while visiting State institutions or transacting other business under direction of the House or Senate, allow to such members their actual legal railroad fare and necessary traveling expenses only, to be shown by a detailed statement of such disbursements to be presented and signed by the chairman of such committees.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

Mr. Doran moved that the Senate concur in its adoption.

Mr. Horton offered the following resolution as a substitute:

Resolved, That the foregoing resolution be referred to the committee on finance and appropriations, with instructions to report an amendment to the existing statute, explicitly defining the compensation each member shall be entitled to.

The question pending being on the adoption of the substitute,

Mr. Milnes moved that the Senate adjourn,

Which motion prevailed, Mr. Doran calling for the yeas and nays and the Senators voting as follows:

YEAS.

Mr. Beers,	Mr. Horton	Mr. Sharp	Mr. Wilcox
Boughner	McCormick	Smith	Withington
Brown	Milnes	Stevens	Wisner
Garvelink	Park	Toan	
Holcomb	Sabin	Weiss	
			18

NAYS.

Mr. Benson	Mr. Mugford	Mr. Porter	Mr. Wheeler
Doran			
			5

Lansing, Friday, February 6, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Benson, McCormick and Miller.

On motion of Mr. Boughner,

Leave of absence was granted Messrs. Benson, McCormick and Miller until tomorrow.

Mr. Brown asked for leave of absence until Monday evening;

Which request was granted.

REPORTS OF STANDING COMMITTEES.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the resolution authorizing them to purchase one set of Jacobs & Chaney's Michigan Digests,

Respectfully report that they have purchased the same at an expense of \$13 and recommend that the expense be paid and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman pro tem.*

On motion of Mr. Smith,

The report was accepted and adopted.

By the committee on banks and corporations:

The committee on banks and corporations to whom was referred a substitute for

Senate bill No. 23, entitled

A bill to prohibit the use of the term "bank" "banker" or "bankers" to designate the business carried on by any person or persons other than corporations organized under the banking law of this State or of the United States,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the bill be ordered printed for the use of the committee.

W. H. WITHINGTON, *of the Committee.*

Report accepted.

The bill was thereupon ordered printed.

Mr. Doran, of the select committee on taxation, requested that

Senate bill No. 38, entitled

A bill to provide that a mortgage deed of trust, contract or other obligation by which a debt is secured, shall be treated for the purpose of assessment or taxation as an interest in the property affected thereby,

Be printed for the use of the committee.

On motion of Mr. Doran,

The bill was thereupon ordered printed.

NOTICES.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to authorize the organization of young men's christian associations."

Also,

A bill to provide for the appointment of an agent, by non-residence, upon whom civil process may be served.

Also,

A bill to legalize the tax roll of the village of Gladwin for the year 1888.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill authorizing local taxation upon railroad property.

Mr. Weiss gave notice that on some future day he would ask leave to introduce

A bill to amend section 144 of chapter 176, being section 5180 of the compiled laws of 1871, and being also section 6738 of Howell's annotated statutes of Michigan, relative to the courts of chancery.

Mr. Horton gave notice that on some future day he would ask leave to introduce

A bill giving justices of the peace power to punish vagrants by sentence to labor in addition to imprisonment in county jails.

Also,

A bill for the protection of fish in certain lakes in Lenawee and Jackson counties.

Also,

A bill to revise and amend the existing laws regulating the inspection and sale of illuminating oils.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill fixing the mileage and per diem of legislative committees.

Mr. Sabin gave notice that on some future day he would ask leave to introduce

A bill to protect and preserve fish in streams and lakes.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1 and 2, of local act No. 364, of the year 1889, being an act to incorporate the city of Bessemer in the county of Gogebic, approved April 10, 1889; and to add a new section to said act, to be numbered section 11.

Mr. Withington gave notice that on some future day he would ask leave to introduce

A bill to amend section 31, of act No. 35, of the public acts of 1867, entitled "An act to provide for the formation of street railway companies" as amended by act number 131 of the public acts of 1889.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to repeal the present law in regard to the taxation of mortgages upon real property.

Also,

A bill to amend sections 1 and 2, of compiler's section 1186 and 1187 of Howell's annotated statutes, of the session laws of 1861, relative to taxation of mining companies in the upper peninsula, State of Michigan, and being that part which exempts 640 acres of mining land from taxation.

Mr. Sharp asked leave of absence for the members of the committee on State Public School, from the 9th to the 15th inst.

Which request was granted.

INTRODUCTION OF BILLS.

Mr. Wilcox, previous notice having been given and leave being granted, introduced

Senate bill No. 46, entitled

A bill providing for the erection of cottages at the Eastern Michigan Asylum at Pontiac, for the purchase of additional land for said Asylum, and making provision by taxation for the payment of the same.

The bill was read a first and second time by its title and referred to the committee on asylums for the insane.

Mr. Toan, previous notice having been given and leave being granted, introduced

Senate bill No. 47, entitled

A bill making an appropriation for the unpaid portion of salaries of circuit judges.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Doran, unanimous consent being given, introduced

Senate bill No. 48, entitled

A bill to provide for the incorporation of the supreme temple, grand temples and primary societies of "The Legion of the Cross," and to define their objects and prescribe their powers.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Joint resolution No. 2, entitled

A joint resolution for the relief of Joseph Schefneker for money due him for service and expense in recruiting for the 14th regiment volunteer infantry.

The bill was read a first and second time by its title and referred to the committee on claims and public accounts.

Mr. Smith, previous notice having been given and leave being granted, introduced

Senate bill No. 49, entitled

A bill to regulate freight tariffs, and to prevent unjust discrimination in the charges of tolls or compensation for the transportation of freights upon the railroads in this State.

The bill was read a first and second time by its title and referred to the committee on judiciary.

UNFINISHED BUSINESS.

Under the order of unfinished business, Mr. Milnes moved that the following substitute offered yesterday by Mr. Horton, viz.:

Resolved, That the foregoing resolution be referred to the committee on finance and appropriations, with instructions to report an amendment to the existing statute, explicitly defining the compensation each member shall be entitled to,

Be laid upon the table;

Which motion prevailed, Mr. Doran calling for the yeas and nays and the Senators voting as follows:

YEAS.

Mr. Garvelink	Mr. Park	Mr. Stevens	Mr. Wheeler	
Horton	Prindle	Toan	Wisner	
Milnes	Sabin	Weiss		11

NAYS.

Mr. Beers	Mr. Holcomb	Mr. Sharp	Mr. Withington	
Boughner	Mugford	Smith		
Doran	Porter	Wilcox		10

The Chair then announced the question to be upon the original concurrent resolution transmitted yesterday from the House, relative to allowances of traveling expenses to members of the legislature.

Mr. Milnes thereupon rose to a question of order, appealing from the decision of the Chair, on the ground that the action by which the substitute offered by Mr. Horton, was laid upon the table carried with it the original question, viz.: the adoption of the concurrent resolution.

The question being "Shall the decision of the Chair stand as the judgment of the Senate?"

The decision of the Chair was not sustained, the Senators voting thereon by yeas and nays as follows:

YEAS.

Mr. Beers	Mr. Doran	Mr. Mugford	Mr. Smith	
Boughner	Holcomb	Sharp	Wilcox	8

NAYS.

Mr. Garvelink	Mr. Porter	Mr. Stevens	Mr. Wheeler	
Horton	Prindle	Toan	Withington	
Milnes	Sabin	Weiss	Wisner	
Park				13

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Boughner to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 2 (file No. 9), entitled

A bill to amend chapter 16 by adding one section thereto, to stand as section 3; sections 7 and 16 of chapter 25, and sections 2 and 12 of chapter 26 of act No. 333 of the session laws of 1889, entitled "An act to incorporate the city of Cheboygan, and to repeal an act entitled 'An act to re-incorporate the village of Cheboygan, in the county of Cheboygan,' approved March 27, 1877," approved March 13, 1889,

Have made an amendment thereto, and have directed their chairman to

report the same back to the Senate, asking concurrence therein, and recommend its passage.

CHARLES B. BOUGHNER, *Chairman.*

Report accepted.

On motion of Mr. Boughner,

The Senate concurred in the amendment made to the above named bill and the same was placed on the order of third reading of bills.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 6, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 34 (file No. 6), entitled

A bill to incorporate the public schools of the township of Munising in the county of Alger,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Unanimous leave being granted, Mr. Weiss gave notice that on some future day he would ask leave to introduce

A bill to amend section 2 of chapter 52, Howell's annotated statutes, entitled, "Protection of children in certain cases."

Unanimous leave being granted, Mr. Stevens offered the following concurrent resolution:

Resolved by the Senate (the House concurring), That when the Senate adjourn this afternoon, it adjourn until Wednesday, February 11, at 9:30 P. M., for the purpose of giving its members the opportunity of attending the Governor's levee, on Tuesday, February 10;

Which resolution was not adopted, Mr. Parks calling for the yeas and nays and the Senators voting thereon as follows:

YEAS.

Mr. Prindle	Mr. Stevens	Mr. Weiss	Mr. Wheeler	4
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NAYS.

Mr. Beers	Mr. Horton	Mr. Porter	Mr. Toan
Boughner	Milnes	Sabin	Wilcox
Doran	Mugford	Sharp	Withington
Garvelink	Park	Smith	Wisner
Holcomb			

17

Mr. Doran moved that when the Senate adjourn today, it stand adjourned until tomorrow at 9 A. M.;

Which motion did not prevail.

Mr. Park moved that when the Senate adjourn today, it stand adjourned until Monday next at 9:15 P. M.;

Which motion did not prevail,

Mr. Doran calling for the yeas and nays and the Senators voting as follows:

YEAS.

Mr. Horton	Mr. Prindle	Mr. Stevens	Mr. Wheeler	
Milnes	Sabin	Toan	Withington	
Park	Smith			10

NAYS.

Mr. Beers	Mr. Garvelink	Mr. Porter	Mr. Wilcox	
Boughner	Holcomb	Sharp	Wisner	
Doran	Mugford	Weiss		11

Mr. Milnes moved that when the Senate adjourn today it stand adjourned until 8:50 A. M. tomorrow;

Which motion prevailed,

Mr. Milnes calling for the yeas and nays and the Senators voting thereon as follows:

YEAS.

Mr. Beers	Mr. Milnes	Mr. Prindle	Mr. Toan	
Boughner	Mugford	Sabin	Weiss	
Garvelink	Porter	Sharp	Withington	13
Holcomb				

NAYS.

Doran	Mr. Park	Mr. Stevens	Mr. Wilcox	
Horton	Smith	Wheeler	Wisner	8

Mr. Prindle asked leave of absence for himself until the 13th inst.,

Which request was granted.

Mr. Park asked leave of absence for himself to Tuesday morning next,

Which request was granted.

Mr. Toan asked leave of absence for himself until Monday next,

Which request was granted.

Mr. Smith asked leave of absence for himself from the close of today's session until Monday evening next,

Which request was granted.

THIRD READING OF BILLS.

By unanimous consent, the Senate proceeded with the order of third reading of bills.

House bill No. 2 (file No. 9), entitled

A bill to amend chapter 16, by adding one section thereto, to stand as

section 3; sections 7 and 16 of chapter 25, and sections 2 and 12 of chapter 26 of act No. 333 of the session laws of 1889, entitled "An act to incorporate the city of Cheboygan, and to repeal an act entitled 'An act to re-incorporate the village of Cheboygan, in the county of Cheboygan,' approved March 27, 1877," approved March 13, 1889,

Was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Milnes	Mr. Sabin	Mr. Weiss	
Boughner	Mugford	Sharp	Wheeler	
Doran	Park	Smith	Wilcox	
Garvelink	Porter	Stevens	Withington	
Holcomb	Prindle	Toan	Wisner	
Horton				21

NAYS.

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Title agreed to.

On motion of Mr. Beers,

The Senate adjourned until tomorrow at 8:50 o'clock A. M.

Lansing, Saturday, February 7, 1891.

The Senate met and was called to order by the President at 8:50 o'clock A. M.

Roll called: not a quorum present.

Absent without leave, Messrs. Benson, Horton, McCormick, Miller, Stevens, Wheeler, and Wisner.

Mr. Doran moved that there be a call of the Senate;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators were reported absent without leave: Messrs. Benson, Horton, McCormick, Miller, Stevens, Wheeler, and Wisner.

On motion of Mr. Doran,

The Sergeant-at-Arms was dispatched to bring in the absentees.

On motion of Mr. Withington, all further proceedings under the call were dispensed with.

On motion of Mr. Milnes,

The Senate adjourned.

Lansing, Monday, February 9, 1891.

The Senate met and was called to order by the President.

Roll called: not a quorum present.

Present: Messrs. Bastone, Mugford, Park, Porter, Sabin, Stevens, Wilcox and Wisner.

After some time had elapsed

The roll was again called and a quorum declared not present, the following Senators responding to the roll:

Messrs. Bastone, Benson, Boughner, Brown, Garvelink, Gilbert, McCormick, Mugford, Park, Porter, Sabin, Taylor, Wheeler, Wilcox and Wisner.

Mr. Wheeler moved that there be a call of the Senate;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators were reported absent without leave:

Messrs. Crocker, Doran, Holcomb, Horton, Miller, Morse, Smith, Stevens, Toan, Weiss and Withington.

On motion of Mr. Wisner,

The Sergeant-at-Arms was dispatched to bring in the absentees.

After some time had elapsed the Sergeant-at-Arms returned and announced having brought the Hon. Benjamin C. Morse, the Senator from the 26th district, and the Hon. John H. D. Stevens, the Senator from the 32d district, to the bar of the Senate.

Messrs. Morse and Stevens were admitted to the Senate. Mr. Morse advanced and declared that he had no excuse to offer for his absence. Mr. Stevens advanced and declared that his absence was necessitated by sickness.

On motion of Mr. Bastone,

The Secretary called the roll, and the following Senators responded to their names:

Messrs. Bastone, Benson, Boughner, Brown, Garvelink, Gilbert, McCormick, Morse, Mugford, Park, Porter, Sabin, Stevens, Taylor, Wheeler, Wilcox, Wisner.

A quorum present.

Absent without leave—Messrs. Crocker, Doran, Holcomb, Horton, Miller, Smith, Toan, Weiss and Withington.

On motion of Mr. Wisner,

All further proceedings under the call were dispensed with.

On motion of Mr. Bastone, Messrs. Morse and Stevens were excused for being absent without leave.

Mr. Sabin moved that Mr. Doran be excused until tomorrow.

Mr. Taylor moved, as an amendment, that all absentees be excused until tomorrow;

Which amendment prevailed.

COMMUNICATION FROM STATE OFFICER.

The Auditor General submitted the following, accompanied by a detailed statement of taxes assessed against railroad and mining and smelting companies for the past fifteen years:

STATE OF MICHIGAN,
AUDITOR GENERAL'S OFFICE, }
Lansing, February 9, 1891.

To the President of the Senate:

SIR—I submit the accompanying statements in answer to a resolution of the Senate passed January 30, 1891, requesting a statement of taxes charged by the State on each mining and smelting corporation and each railroad company annually for the past fifteen years.

Yours respectfully,

GEO. W. STONE,
Auditor General.

The communication was received and referred to the select committee on taxation.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 6, 1891.

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 189, entitled

A bill to re-incorporate the village of Oxford, in the county of Oakland, Michigan,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

NOTICES.

Mr. Bastone gave notice that on some future day he would ask leave to introduce

A bill to set apart certain swamp lands in Wild Fowl Bay, in township sixteen (16) north, of range nine (9) east, in the county of Huron, in this State, for public shooting or hunting grounds.

Mr. Porter gave notice that on some future day he would ask leave to introduce

A bill to restrict the sale by hawkers and peddlers of drugs and medicines.

Mr. Wilcox gave notice that on some future day he would ask leave to introduce

A bill to detach all the territory embraced in the townships of Chapin, Brady, Chesaning and Maple Grove from the county of Saginaw and attach the same to the county of Shiawassee.

Mr. Morse gave notice that on some future day he would ask leave to introduce

A bill to amend sections 2, 3 and 5 of act number 450, of local acts of

1889, entitled "An act to incorporate the public schools of Hillman, Montmorency county."

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to fix the fare on street railways in this State.

MOTIONS AND RESOLUTIONS.

Mr. Sabin offered the following resolution:

WHEREAS, At the close of the war of the rebellion in 1865 more than 300,000 union soldiers were returned to the pursuits of peace, whose valor had saved the republic from dismemberment and preserved its free institutions; and

WHEREAS, There has been formed from the survivors of that four years' conflict, an organization having for its object the keeping alive of patriotic feeling among our citizens, as well as the renewal of acquaintance made amid the dark scenes of war, which organization is called the Grand Army of the Republic; and

WHEREAS, This organization has had the custom of holding its grand encampments yearly in some one of the great states of this union, so that these old soldiers, in those various states, whose numbers are now becoming so rapidly depleted by death, may have the better opportunity to see again their comrades and those commanders who led them to victory at Ft. Donaldson, Gettysburg, Vicksburg, Atlanta and Appomattox; and

WHEREAS, The State of Michigan by its geographical position in this republic with reference to surrounding nations still occupies, as in the past, a peculiarly important strategic military position, which fact, in addition to that of the natural patriotic impulses of her people will ever cause this State to be keenly alive to the desires of her soldiers and to whatever will tend to strengthen our defences and make peace more permanent; and finally;

WHEREAS, This State is requested to make by its Legislature, some contribution towards paying the expenses of the next grand encampment which, by invitation of her own citizens belonging to the Grand Army of the Republic, will be held within her borders in the month of August of the present year; now, therefore

Resolved, That the committee on military affairs of this Senate be requested, and it is hereby directed immediately to make investigation and report at as early a time as practicable to this body:

First, As to how many citizens of the United States belong to the Grand Army of the Republic;

Second, How many citizens of Michigan belong to that organization;

Third, How many sessions of the G. A. R. encampment have been held, when were they held, and where;

Fourth, Where was the last grand encampment held;

Fifth, How many members of the Grand Army of the Republic, who were citizens of Michigan, were present at that encampment;

Sixth, How many States have contributed by their Legislatures towards paying the expenses of these encampments of the G. A. R., and what States; and how much has each State so contributed;

Seventh, What State, when asked to contribute, neglected or refused so to do.

Which resolution was adopted, and the subject matter referred to the committee on military affairs.

Mr. Taylor moved that the Journal of Saturday last be corrected as follows:

By striking out all after and including the words "Afternoon session," where they occur in the Journal of last Saturday.

Which motion prevailed, Mr. Taylor calling for the yeas and nays, and the Senators voting as follows:

YEAS.

Mr. Benson	Mr. Gilbert	Mr. Stevens	Mr. Wilcox	
Brown	Morse	Taylor		
Garvelink	Park	Wheeler		10

NAYS.

Mr. Bastone	Mr. McCormick	Mr. Porter	Mr. Wisner	
Boughner	Mugford	Sabin		7

INTRODUCTION OF BILLS.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate bill No. 50, entitled

A bill relative to disorderly persons.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate bill No. 51, entitled

A bill relative to the payment of expenses incurred by the Legislature.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Stevens asked for leave of absence until Thursday next,

Which request was granted.

Mr. Morse asked for leave of absence until Wednesday next,

Which request was granted.

On motion of Mr. Taylor,

The Senate adjourned.

Lansing, Tuesday, February 10, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Doran, Holcomb, Horton, Miller, Smith, Weiss and Withington.

PRESENTATION OF PETITIONS.

No. 37. By Mr. Mugford: Resolutions of the County Association, Patrons of Industry of Mason county, relative to repeal of class legislation, etc.

Referred to committee on judiciary.

On motion of Mr. Mugford,

The petition was ordered spread on the Journal as follows:

WHEREAS, In times past the agricultural population of the State of Michigan have taken little or no interest in legislation, while other classes have constantly besieged the Legislature on every hand, and have thereby been enabled to secure legislation favorable to their interests, and directly antagonistic to the welfare of the industrial classes;

AND WHEREAS, By the assistance of the Patrons of Industry a sufficient number of farmers have been elected as members of the present Legislature to hold the balance of power and enforce their demands; therefore,

1. *Resolved*, By the Patrons of Industry of Mason county, in convention assembled, that we desire no special legislation in our favor, and only such as shall be conducive to the welfare of all our people;

2. That we demand the immediate repeal of all class laws now in force on our statute books, including those exempting railroad, mining, telegraph and telephone companies, and all other corporations from local taxation; act No. 231, of the session laws of 1889, relating to townships paying for building railroad crossings; the law compelling county school districts to pay teachers for time spent at teachers' institutes, for legal holidays, and for all other days upon which they do not work;

3. That we demand a tax law that shall provide for the just and equal assessment of all classes of property within the State and within each assessor's territory;

4. That we favor the county system of collecting delinquent taxes;

5. That we favor a meat inspection law in order that consumers may be provided with pure, healthful food;

6. That we favor a law providing for a uniform list of text books for the use of schools being published by the State and furnished to the people at cost;

7. That we favor the election of the board of county school examiners by the people;

8. That we are in favor of a free and pure ballot, and we recommend that the present election law be amended to include all elections and the distributing tickets or having them in possession entirely prohibited;

9. That we are in favor of abolishing the township board of review; believing that its benefits are not commensurate with its expense;

10. That we favor a law controlling roller process millers in their dealings with farmer's "grists," providing for the number of pounds and the grades of flour, and the number of pounds of bran and middlings that

shall be given in exchange per bushel for the different grades of wheat and other grains;

11. That we are opposed to \$50,000 or any other sum being appropriated by the Legislature to defray the expenses of the G. A. R. encampment at Detroit;

12. That we favor an amendment to the interest laws, making five per cent legal interest limited to seven per cent on agreement;

13. That we demand a short and inexpensive term of the Legislature, and that all State institutions shall be economically managed;

14. That a copy of these resolutions be sent to our Representatives in each House of the Legislature, with a request that they use their influence to embody the principles into law.

D. D. RUMBERGER,

Secretary of Mason Co. Association Patrons of Industry.

No. 38. By Mr. Wisner: Resolutions of Wallace Bowers Post, G. A. R., No. 190, asking for the passage of an act appropriating \$50,000 towards the National G. A. R. encampment at Detroit.

Referred to the committee on military affairs.

On motion of Mr. Wisner,

The petition was ordered spread on the Journal, as follows:

HEADQUARTERS WALLACE BOWERS POST, }
G. A. R., No. 190,
DEPARTMENT OF MICHIGAN, }

Birch Run, Michigan, February 3, 1891.

At a regular meeting of this Post, held February 3, the following resolutions were adopted:

To the Honorable the Legislature of the State of Michigan in council assembled:

WHEREAS, The National Encampment of the Grand Army of the Republic is to be held at the city of Detroit during the coming summer;

AND WHEREAS, The committee of arrangements have petitioned the Legislature of this State for an appropriation of \$50,000 to aid in defraying the expenses of such encampment; therefore

Resolved, By Wallace Bowers Post No. 190, Department of Michigan, Grand Army of the Republic, that we heartily indorse the action of such committee in asking for such appropriation, and would most respectfully recommend the Legislature of this State to pass the law making the appropriation of \$50,000 for the purpose named;

Resolved, That the Commander of this Post be and he is hereby instructed to send a copy of this preamble and resolution to the member of the State Senate from this district, also a copy to the member representing this assembly district in the lower House of the Legislature, and that said Senator and Representative be respectfully requested to use their influence to secure the passage of the bill making such appropriation.

VICTOR B. ROTTIERS,

Post Commander Post No. 190.

No. 39. By Mr. Crocker: Resolutions of the Farmers' Institute held at Port Huron, February 3 and 4, 1891, relative to the payment of highway and poll taxes, and to laws for the improvement of highways.

Referred to the committee on roads and bridges.

On motion of Mr. Crocker.

The petition was ordered spread on the Journal, as follows:

Your committee, to whom was referred action upon the subject of highways, respectfully report that they have had the same under consideration, and recommend the adoption of the following resolution:

Resolved, By the farmers and citizens in attendance upon the farmers' institute, held at Port Huron, February 3 and 4, 1891, under the direction of the State Board of Agriculture, that we earnestly urge upon the Legislature of this State an entire revision of the highway laws of this State, to the end:

That payment of highway taxes and poll taxes shall be obligatory, in money, and collected as other taxes;

That each township be constituted a highway district, under direction of a board of county commissioners, who shall exercise such supervision over the highways of the county, that it will be possible and practicable to build and maintain the said highways according to certain established grades and a uniform system. Without specifying details, we ask for the passage of a well considered law, under which our highways may be improved and lifted out of their present bad condition;

That the secretary of this institute be instructed to forward a copy of these resolutions to each of our Representatives and the Senator from this district.

B. W. JENKS,
WM. T. MITCHELL,
HENRY P. JENNEY,
Committee.

I certify that the foregoing resolution was unanimously adopted.

I. H. BUTTERFIELD, *Secretary.*

No. 40. By Mr. McCormick. Petition of 31 residents Washtenaw county asking the passage of an act to protect and regulate the taking of fish from Wampler's lake.

Referred to committee on fisheries.

No. 41. By Mr. McCormick. Petition of citizens of Erie township, Monroe county, for amendment of the highway laws to enable citizens to maintain free stone or Macadamized roads.

Referred to the committee on roads and bridges.

On motion of Mr. McCormick,

The petition was ordered spread on the Journal as follows:

To the Honorable the Senate and House of Representatives of the State of Michigan:

WHEREAS, The present highway laws and system of road making now in vogue in this State have become impractical and entirely inadequate to keep the roads leading to our principal market towns in good order, particularly so in the older counties, and toll roads built by corporations are things of the past, and should not be tolerated in any christian community; therefore,

We, the undersigned, citizens and taxpayers of Erie, in Monroe county, respectfully petition and pray your honorable body to so amend the highway laws of this State, or enact a new section of law which will enable the citizens of those towns and counties who may desire so to do to construct and maintain free stone or Macademized roads therein;

Or, in addition to the existing road laws, enact a law similar in its provisions for constructing stone roads to that now in force in the State of Ohio.

And we would ever pray.

Signed, J. W. KEENEY and 50 others.

No. 42. By Mr. Boughner: Petition of citizens of Avon, Oakland county, relative to an appropriation towards the National G. A. R. encampment at Detroit.

Referred to committee on military affairs.

On motion of Mr. Boughner, the petition was ordered spread on the Journal, as follows:

To the Senate and House of Representatives of the State of Michigan:

We, the undersigned, citizens and taxpayers of the township of Avon, Oakland county, State of Michigan, do hereby petition you to use all lawful means to prevent an appropriation of \$50,000 or any amount to assist in paying the expense of a soldiers and sailors' reunion to be held in the city of Detroit during the summer and fall of 1891.

Signed, GEO. S. ROSS, and 20 others.

No. 43. By Mr. Taylor: Remonstrance of the supervisors of Iosco county against a removal of the circuit court or any terms thereof to any other part of the county from Tawas City, and referring to file No. 3, House bill No. 33, relative to the dividing of the terms of said court.

Referred to the committee on judiciary.

On motion of Mr. Taylor,

The petition was ordered spread on the Journal, as follows:

At a session of the board of supervisors of Iosco county, Michigan, held in the court house at Tawas City, Michigan, on the 15th day of January, 1891, A. F. Zeiter, of Tawas township, offered the following resolution, which was adopted by the following vote:

YEAS

John Arn, of Sherman Tp.
Daniel E. Guiley, of Baldwin Tp.
Fred W. Latham, of Grant Tp.
Asa Rodman, of Wilber Tp.
Wm. Sperl, of Reno Tp.

Nelson Graves, of Plainfield Tp.
Peter Hottois, of Burleigh Tp.
A. F. Zeiter, of Tawas Tp.
B. F. Slingerland, of Alabaster Tp.

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NAYS

F. G. Bell, mayor of AuSable City.	C. R. Henry, of AuSable City Att'y.
Thos. Wilson, 1st ward "	Wm. Angell, of AuSable Tp.
John Shippy, 2d ward "	George Cosgrove, of Oscoda Tp.
C. W. Howard, 3d ward "	

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Tawas City, Mich., January 15, 1891.

By the board of supervisors of Iosco county:

Be it Resolved, That, whereas, section 6464, Howell's statutes, declares the law to be that the place of holding the terms of the several circuit courts in each county shall be the court house therein, if there be one, and if there be not, at such place within the county as the sheriff and county clerk shall order; and

WHEREAS, in the case of the Attorney of the State of Michigan vs. the supervisors of Lake county, 33 Mich. Report, pages 289 to 294, the Supreme Court of the State has decided that the circuit court can not lawfully be

held elsewhere than at the court house, except when the county has no court house at all; and

WHEREAS, the county of Iosco has a court house and other county buildings at the county seat, Tawas City, and the circuit courts have always been held there, and it is the most central location of all the villages or towns in the county for the purpose and the most convenient for the entire county, and it is the desire of the majority of the citizens of said county of Iosco and of the supervisors of said county that the same remain where the circuit courts are at present held at Tawas City. Now, therefore

Resolved, That it is the sense of this board that any removal of the circuit court or any terms thereof to any other part of the county would be against the will and desire of the majority of the county's citizens and that the same be not removed and hereafter held as heretofore in the court house in Tawas City, Iosco county, Michigan.

Moved and supported that a certified copy of the resolution and the vote taken thereon be sent by the clerk to Senator Morse and Representative Orth. The motion prevailed by the following vote:

Yeas—Angel, Arn, Bell, Graves, Guiley, Henry, Latham, Zeiter, Cosgrove, Howard, Slingerland, Sperl, Wilson and Shippy—14.

Nays—Rodman.—1

Hottois did not vote.

No. 44. By Mr. Taylor: Remonstrance of village council of Tawas City, against the dividing of the terms of the Iosco county circuit court.

Referred to the committee on judiciary.

On motion of Mr. Taylor,

The petition was ordered spread on the Journal as follows:

WHEREAS, There has been a bill introduced by the Representative of this district in the House of Representatives at Lansing to pass an act providing that two terms of the circuit court for Iosco county, each year, be held at AuSable, in said county, and the same is now pending in the Senate; and

WHEREAS, The people, citizens and taxpayers of the county of Iosco, generally, aside from the city of Au Sable and village of Oscoda, irrespective of party, are opposed to any such action or removal taking place, and strongly object to the passage of any such act by the Legislature;

Resolved, That it is the sense of the village council of Tawas City, expressing the voice and wishes of the citizens of Tawas City and township, that the Legislature and Senate of Michigan be memorialized to not pass any act providing for terms of court to be held in any other part of Iosco county than Tawas City, the county seat as heretofore, and that copies of this resolution be forwarded to each member of the Legislature and Senate.

I hereby certify that the foregoing resolution was adopted by the common council of the village of Tawas City, Monday evening, January 26, 1891.

GEORGE W. MOUNT,
Village Clerk, Tawas City.

No. 45. By Mr. Boughner: Petition of 60 taxpayers of Oakland county asking that all beef used in the State institutions be slaughtered within this State.

Referred to committee on State affairs.

On motion of Mr. Boughner,

The petition was ordered spread on the Journal as follows:

To the Senate and House of Representatives of the State of Michigan, greeting:

We, the undersigned citizens and taxpayers of Oakland county, State of Michigan, believing that upon the prosperity of the farmers all other industries depend, and

WHEREAS, The great beef trust of Armour & Co., of Chicago, tends to depreciate the prices paid to the producer or farmer who raises the same, at the same time enhancing the cost to the consumer, do most respectfully petition your honorable body for the enactment of a law that shall cause all the beef consumed by our public State institutions to be bought of parties raising the same in this State, and that the same shall be slaughtered and dressed within this State; and your petitioners will ever pray.

Signed,

A. F. NEWMAN, and 75 others.

No. 46. By Mr. Porter: Resolution of Talmadge grange of Ottawa county, asking for amendment of the law relative to taxation of and control of dogs.

Referred to committee on judiciary.

On motion of Mr. Porter,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives of the State of Michigan in Legislature assembled:

WHEREAS, The present law taxing dogs is defective in its operations in that owners of dogs evade the law by hiding or secreting them at the time the assessment is being taken; and, whereas, when the law is strictly enforced it only provides for payment of damages done by dogs killing sheep and affords no protection to flock masters.

Resolved, by Talmadge, Grange No. 639, of Ottawa county, Mich., that your honorable body so amend the present dog law that it shall be obligatory for every owner of a dog or dogs to cause such dog or dogs to wear a collar with the owner's name thereon, numbered and registered in the township clerk's office in their respective townships;

And, further, that if any dog be found running at large without such collar, it shall be lawful for any person to kill such dog and not be liable to a suit for damages.

Signed,

E. H. WOODARD,
FRANK WOODARD,
Committee.

No. 47. By Mr. Porter: Resolutions of Muskegon County Horticultural Society, protesting against the present custom of the State Horticultural Society in distributing horticultural reports, and asking that the distribution be more equitable, and suggesting that said distribution be delegated to the Secretary of State, or some other State officer.

Referred to committee on horticulture.

No. 48. By Mr. Wilcox: Petition of numerous taxpayers of the city of Corunna, asking the Legislature to pass an act authorizing the city of Corunna to borrow money for public improvements.

Referred to committee on cities and villages.

REPORTS OF STANDING COMMITTEES.

By the committee on education and public schools:

The committee on education and public schools to whom was referred Senate bill No. 12, entitled

A bill to regulate the uniformity of and to provide text books in all public schools throughout the State, and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass and ask to be discharged from the further consideration of the subject.

Signed by a majority of the committee.

JOHN BASTONE, *Chairman.*

PETER GILBERT, *of Committee.*

Report accepted.

Unanimous consent being given,

Mr. Sabin of the same committee submitted the following minority report upon the same bill:

By Mr. Sabin of the committee on education and public schools:

The committee on education and public schools, to whom was referred Senate bill No. 12, entitled

A bill to regulate the uniformity of and to provide text books in all public schools throughout the State, and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act,

Having had the same under consideration, the undersigned member of said committee respectfully recommends that the words in section 1 commencing after the words "books," and in words as follows: "Printed in the English language and no other language shall be taught in the afore-said schools whether graded or otherwise," be stricken out, and reports the same back to the Senate, with this amendment, and recommends that the bill so amended do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN.

Minority report accepted.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 18 (file No. 4), entitled

A bill to authorize the village of Union City, in the county of Branch, to raise money to make public improvements in said village, to issue bonds therefor and to provide for the levy of taxes therein to pay the same,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered

to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

NOTICES.

Mr. Crocker gave notice that on some future day he would ask leave to introduce

A bill to prevent the giving of presents of more than five dollars (\$5.00) in value to the wardens of the State prison and house of correction, by the convicts thereof, and to punish the receiving of the same.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to amend section 4, of act No. 113, of the session laws of 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral coal and other ores or minerals, and to fix the duties and liabilities of such corporations," approved May 11, 1877, the same being section 4079, Howell's statutes.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to amend Section 21, of act No. 113, of the session laws of 1877, entitled, "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral coal and other ores or minerals," approved May 11, 1877, as amended by act No. 180, of the session laws of 1881, the same being section 4096 of Howell's statutes.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill to protect the people of this State from the encroachments of the liquor traffic and to provide that manufacturers of, and dealers in intoxicating liquors, shall obtain the permission of the people of the county before engaging in that business therein.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to amend section 40, of chapter 84, of the revised statutes of 1846, as amended by section 39 of chapter 170, of the compiled laws of 1871, being compiler's section 4772 relative to evidence in divorce cases, being compiler's section 6260 of Howell's annotated statutes of Michigan.

Mr. Benson gave notice that, on some future day he would ask leave to introduce

A bill providing for the payment by the State of arrears of bounties offered to soldiers and sailors, and remaining due to them and to their heirs.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to authorize the township of Ontonagon in the county of Ontonagon, to borrow money to be used in building a swing bridge, and approaches thereto, in said township, and to issue bonds therefor.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to amend section 102 of chapter 102 of the revised statutes of 1846, relative to the competency of witnesses and examination of parties in certain cases; as amended by act No. 211 of the laws of 1885, entitled, an act to amend section 102 of chapter 102 of the compiled laws of 1871, being compiler's section 5965, relative to competency of witnesses in certain cases.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to promote the purity of the ballot in this State.

Mr. Toan gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1, 7, and 9, of act No. 140 of the laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," and to add two new sections thereto, to be numbered and known as sections 13 and 14, and to re-enact the entire act as amended.

Mr. Taylor gave notice that on some future day he would ask leave to introduce

A bill to protect candidates for public offices and candidates for nomination to public offices against anonymous circulars and posters.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of said village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village.

Mr. Gilbert gave notice that on some future day he would ask leave to introduce

A bill to establish a State road across a portion of Arenac county.

MOTIONS AND RESOLUTIONS.

Mr. Gilbert offered the following resolution:

Resolved, That the Sergeant-at-Arms be authorized to procure suitable badges for the pages and messenger boys, and to see that one is worn by each at all times when on duty, provided said badges shall not cost to exceed two dollars each;

Which resolution was adopted.

Mr. Toan offered the following concurrent resolution:

Resolved by the Senate (the House concurring), That the Board of State Auditors be and are hereby authorized to assign to the State Agricultural Society a room for an office in the basement of the capitol, as requested by said society;

The question being on the adoption of the concurrent resolution,

The resolution was adopted.

INTRODUCTION OF BILLS.

Mr. Porter, previous notice having been given and leave being granted, introduced

Senate bill No. 52, entitled

A bill to restrict the sale by hawkers or peddlers of drugs and medicines.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Bastone, previous notice having been given and leave being granted, introduced

Senate bill No. 53, entitled

A bill to set apart certain swamp lands in Wild Fowl bay in township 16 north, range 9 east, in the county of Huron, in this State, for public shooting or hunting grounds.

The bill was read a first and second time by its title and referred to the committee on fisheries, and,

On motion of Mr. Wisner, was ordered printed.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 54, entitled

A bill to repeal an act entitled "An act to provide for the appointment of a board of commissioners for the general supervision of penal, pauper and reformatory institutions, and defining their duties and powers," approved April 17, 1871, and all acts amendatory thereof or supplemental thereto.

The bill was read a first and second time by its title and referred to the committee on State Prison.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 55, entitled

A bill to abolish the State Board of Health.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 56, entitled

A bill to repeal act No. 28 of the session laws of 1887, being an act to provide for the appointment of a game and fish warden, and to prescribe his power and duties.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 57, entitled

A bill to repeal act No. 259 of the public acts of 1887, entitled "An act to provide for the Independent Forestry Commission of the State of Michigan, defining its duties and powers, and providing for the expenses thereof."

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate bill, No. 58, entitled

A bill to amend act No. 161 of the public acts of 1885 as amended by act No. 287 of the public acts of 1887.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate bill, No. 59, entitled

A bill to regulate the conduct of judicial officers.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate bill No. 60, entitled

A bill to provide for the appointment of city physicians of the city of Detroit by the Board of Poor Commissioners of said city, and to provide for the regulation of their duties.

The bill was read a first and second time by its title, and referred to committee on cities and villages.

Mr. Wilcox, previous notice having been given and leave being granted, introduced

Senate bill No. 61, entitled

A bill to detach all the territory embraced in the townships of Chapin, Brady, Chesaning and Maple Grove from the county of Saginaw, and attach the same to the county of Shiawassee.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate bill No. 62, entitled

A bill to regulate the charges of telephone companies doing business in the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

On motion of Mr. Wisner,

The Senate adjourned.

Lansing, Wednesday, February 11, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave, Mr. Miller.

PRESENTATION OF PETITIONS.

No. 49. By Mr. Mugford: Petition of 16 members of Cobmoosa Association No. 1248, Patrons of Industry, asking that all public school text books be published by the State and furnished to the pupils free of cost.

Referred to committee on education and public schools.

No. 50. By Mr. Sabin: Petition of Franklin Wells and George W. Teller, to continue appropriations for the State Weather Bureau service.

Referred to committee on agricultural interests.

No. 51. By Mr. Sabin: Resolution of Kalamazoo County Husbandman's

Club, asking for an appropriation for promoting the interests of farm institutes.

Referred to committee on agricultural interests.

On motion of Mr. Sabin,

The resolution was ordered spread upon the Journal as follows:

Copy of a resolution passed, without a dissenting voice, by the Kalamazoo County Husbandman's Club at an institute held at Augusta, February 4 and 5, 1891;

Resolved, That our members of the Legislature be requested to use their influence to secure an appropriation of not less than fifteen hundred dollars for the purpose of promoting the interests of farm institutes in this State for the next two years.

WM. STRONG,
H. MARHOFF,
F. O. CROSSFIELD.

J. H. KENT, *Secretary*.

Committee on resolution.

No. 52. By Mr. Taylor: Remonstrance of the Northeastern District Medical Society, in opposition to the abolishment of, or curtailment of appropriations for the State Board of Health.

Referred to the committee on public health.

On motion of Mr. Taylor,

The reading was dispensed with and the communication ordered spread upon the Journal as follows:

Lapeer, February 5, 1891.

The Northeastern Medical and Scientific Association, after discussing the advisability of abolishing the State Board of Health as recommended by Gov. Winans in his message, wish to be put on record as holding on the subject the opinions recorded below:

First, We believe that every State should have (as most of them do have) a board of health to collect and collate its vital statistics, and to disseminate in its community facts and figures relative to sanitary reform and the prevention of diseases dangerous to the public health;

Second, We believe that the work done by the Michigan State Board of Health, done through the distribution of their publications and by holding sanitary conventions at all available places in the State, has, by awakening the public attention to the needed sanitary reforms, been highly beneficent and useful in its results, and we are confident that their collated statistics will be invaluable to every student of sanitary science and State medicine;

Third, We believe, (conceding that every enlightened community should have a board of health, or at least that its functions must be discharged somehow by somebody), that the work done by our board can be done no cheaper by anybody in any way, and that the small amount appropriated for the the maintenance of the board, somewhat less than one cent per capita of the population of the State, has been used to the best possible advantage;

Fourth, We believe for the reasons alleged above that it would not be for the public welfare to repeal the law that created the Michigan State Board of Health or to cut down the appropriation for its support, but we think on the contrary that it would be a wise use of the public money to make an additional appropriation to be used strictly for the purpose of putting in the field for a few years a competent man to investigate all facts relative

to the origin and spread of epidemic diseases and the attendant circumstances that modify them for better or worse.

HUGH MCCOLL, M. D., *Secretary pro tem.*

The Northeastern District Medical Society is made up of the counties of St. Clair, Sanilac, Lapeer, Oakland and Macomb. It is the oldest society in the State.

The following members were present at the meeting, February 5, 1891:

Dr. C. B. Stockwell, Port Huron; Dr. M. Wilson, Port Huron; Dr. Abbott, Emmet; Dr. Flayler, Imlay City; Dr. Calkins, Thornville; Dr. Gray, Pontiac; Dr. Elliot, Pontiac; Dr. Knight, Utica; Dr. J. E. Wilson, Rochester; Dr. J. H. Taylor, Lapeer; Dr. Black, Lapeer; Dr. Linker, Lapeer; Dr. Robinson, Lapeer; Dr. McColl, Lapeer; Dr. Gardner, Richfield; Dr. Wisner, Columbiaville.

REPORTS OF STANDING COMMITTEES.

By the Committee on Michigan Soldiers' Home:

To the Senate:

Your committee on Michigan Soldiers' Home would respectfully report that they have visited and examined into the condition of the Michigan Soldiers' Home. They find an enrollment of about 500 inmates, who are well clothed, with a sufficient amount of food of good quality, and apparently well cared for.

Your committee are of the opinion however that the uses made by the board of control of the appropriations made by the State for the erection of buildings and for the maintenance of said home, are not satisfactory; that the adoption of the system of dry earth closets in the hospital building has been expensive and does not answer the requirements of the institution.

Your committee would therefore recommend that a select committee of three be appointed by the President of the Senate, to act with the committee appointed by the House, to examine into the alleged deficiencies in the appropriations for the said Soldiers' Home for the year 1889 and 1890; also to investigate the management of said institution by the board of control, the manner in which contracts are awarded, supplies purchased and disbursements made; and that said committee be authorized to send for persons as witnesses and for books and papers, and to employ such clerical assistance as may be necessary for a thorough investigation of the condition and management of said institution.

And your committee would further ask that the said select committee be asked to report the amount necessary in their opinions for the maintenance of said institution, and also the amounts required for improvements for the present biennial term as set forth in the report of the board of control of said Soldiers' Home.

CHAS. B. BOUGHNER, *Chairman.*

The report was accepted.

Mr. Garvelink moved that the report be amended by striking out the words "a select committee of three" where they occur and inserting in lieu thereof the words "the committee on Soldiers' Home."

On motion of Mr. Taylor,

The report was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 11, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 132 (file No. 31), entitled

A bill to amend act No. 154 of the public acts of 1867, entitled "An act to authorize the organization of young men's christian associations," as amended by act number 60 of the public acts of 1885, being chapter 177 of Howell's annotated statutes, by adding a section thereto to stand as section 6 of said act.

House bill No. 136 (file No. 37), entitled

A bill to authorize the county of Bay to raise money to aid in building a bridge across the Saginaw river.

House bill No. 17 (file No. 44), entitled

A bill to incorporate the village of Athens in Calhoun county,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The third named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 11, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 63 (file No. 26), entitled

A bill to amend section 10 of act No. 49, of the public acts of 1875, entitled "An act to provide for a municipal court in the city of Grand Rapids to be called 'the Superior Court of Grand Rapids,'" approved March 24, 1875, the same being compiler's section 6573 of Howell's annotated statutes of Michigan, relating to the salary of the clerk of the superior court,

Which has passed the House by a majority vote of all the members elect, and by a two-thirds vote of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

NOTICES.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to regulate the use of sleeping cars.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to regulate the price for the use of sleeping cars.

Mr. McCormick gave notice that on some future day he would ask leave to introduce

A bill entitled a bill for the better protection of dealers in monuments, grave stones, fences, enclosures in cemeteries, in the State of Michigan.

Mr. Wilcox gave notice that on some future day he would ask leave to introduce

A bill giving the assent of the Legislature of the State of Michigan to the grant of moneys from the United States, by act of Congress, approved August 30, 1890, being an act to apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts, established under the provisions of an act of Congress, approved July 2, 1862.

Mr. Wilcox gave notice that on some future day he would ask leave to introduce

A bill to make an appropriation for the support of the State Agricultural College, for the erection and repair of buildings, and other improvements at said college.

Mr. Wheeler gave notice that on some future day he would ask leave to introduce

A bill to have text books printed and distributed by the State to all school districts within the State at the expense of the State, and such text books to be printed in the several penal institutions of this State.

The committee on horticulture gave notice that on some future day they would ask leave to introduce

A bill to protect bees from poisons through the spraying or otherwise treating of fruit or other trees, shrubs, vines, or other plants, with London purple, Paris green, white arsenic, or other virulent poisons, while the aforesaid trees, shrubs, vines, or plants are in blossom.

Mr. Taylor gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Clifford in Lapeer county.

Mr. Holcomb gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 300 of the session laws of 1881, entitled "An act, to incorporate the village of Gaylord in the county of Otsego" by adding one section thereto, to stand as section 5.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to provide for making the office of clerk of recorder's court of the city of Detroit an elective office.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to make the office of the clerk of the supreme court an elective office.

Mr. McCormick gave notice that on some future day he would ask leave to introduce

A bill to make an appropriation for the erection of water closets at the State Normal School in Ypsilanti, and for providing the necessary sewer connections therewith.

INTRODUCTION OF BILLS.

Mr. Brown, previous notice having been given and leave being granted, introduced

Senate bill No. 63, entitled

A bill to protect the people of this State from the enroachments of the liquor traffic, and to provide that manufacturers of, and dealers in, intoxicating liquors shall obtain the permission of the people of the county before engaging in such business therein, being amendatory of sections 1, 2, 3, 4, 6, 8, 9, 12, 13, 14, 15, 16, 17 and 19 of act No. 207 of the session laws of 1889, entitled "An act to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of vinous, malt, brewed, fermented, spirituous or intoxicating liquors, or any mixed liquor or beverage, any part of which is intoxicating, and to prohibit the keeping of any saloon or other place for the manufacture, sale, storing for sale, giving away or furnishing, of such liquors or beverages, and to suspend the general laws of the State relative to the taxation and regulation of the manufacture and sale of such liquors in the several counties of this State under certain circumstances; to authorize the qualified electors of the several counties in this State to express their will in regard to such prohibition by an election, and to authorize and empower the board of supervisors of the several counties after such election, if they shall determine the result to be in favor of such prohibition, to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of any such liquors, or the keeping of a saloon or any other place for the manufacture, sale, storing for sale, giving away or furnishing of the same within their respective counties; and to provide for penalties and rights of action in case of its violation," approved June 29, 1889, being compiler's sections 2283a, 2283a¹, 2283a², 2283a³, 2283a⁴, 2283a⁵, 2283a⁶, 2283b¹, 2283b², 2283b³, 2283b⁴, 2283b⁵, 2283b⁶, and 2283b⁷, of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and referred to the committee on liquor traffic.

Mr. Bastone, previous notice having been given and leave being granted, introduced

Senate bill No. 64, entitled

A bill concerning elections, providing penalties for the violation of the same, and repealing all laws in conflict therewith.

The bill was read a first and second time by its title and referred to the select committee on elections.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 65, entitled

A bill to amend section 102 of chapter 102 of the revised statutes of 1846, relative to the competency of witnesses and examination of parties in certain cases, as amended by act No. 211 of the laws of 1885, entitled, "An act

to amend section 102 of chapter 102 of the compiled laws of 1871, being compiler's section 5965, relative to competency of witnesses in certain cases."

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 66, entitled

A bill to amend section 40, of chapter 84, of the revised statutes of 1846, as amended by section 39 of chapter 170, of the compiled laws of 1871 being compiler's section 4772 relative to evidence in divorce cases, being compiler's section 6260 of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, previous notice having been given and leave being granted introduced

Senate bill No. 67, entitled

A bill to provide for the bringing of suits against foreign corporations doing business in this State.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 68, entitled

A bill to amend sections 1 and 3 of act No. 39, of the session laws of 1885, entitled "An act relative to regulating the employment of children, young persons and women in certain cases."

The bill was read a first and second time by its title and referred to the committee on judiciary.

On motion of Mr. Taylor,

The Senate took a recess of 30 minutes.

AFTER RECESS.

The Senate met and was called to order by the President.

Roll called: a quorum present.

Unanimous consent being given,

Mr. Park offered the following resolution:

Resolved, That the committee on cities and villages of this Senate be authorized and empowered to investigate the doings, proceedings and expenditures of the following boards of the city of Detroit, to wit:

The board of police commissioners, the board of fire commissioners and the board of water commissioners, and report such facts as they may find, and their opinions and recommendations thereon to the Senate.

The question being upon the adoption of the resolution,

Mr. Taylor moved to refer the same to the committee on cities and villages;

Which motion prevailed.

GENERAL ORDER.

On motion of Mr. Sabin,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Sabin to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 12 (file No. 7), entitled

A bill to regulate the uniformity of, and to provide text books in all public schools throughout the State and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act,

Have directed their chairman to report progress and ask leave to sit again.

MARDEN SABIN, *Chairman*.

Report accepted and leave granted.

Unanimous consent being granted,

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to repeal sections 1, 2 and 3 of the session laws of 1877 being compiler's sections 9274, 9275 and 9276 of Howell's statutes of the State of Michigan, known as a law to prevent obstructing the operation and business of railroad companies and other corporations, firms and individuals, and being generally known as the "Baker conspiracy law."

Previous notice having been given and unanimous leave being granted, Mr. Weiss introduced

Senate bill No. 69, entitled

A bill to amend section 144 of chapter 176, being section 5180 of the compiled laws of 1871, and being also section 6738 of Howell's annotated statutes of Michigan relative to the courts of chancery.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Unanimous consent being granted, Mr. Doran offered the following petition:

No. 53. By Mr. Doran: Resolutions of Alpine Association No. 539, Patrons of Industry, protesting against the appropriation of any money for the benefit of the National Encampment G. A. R., at Detroit.

Referred to committee on military affairs.

Mr. Holcomb moved that House bill No. 2, entitled

A bill to amend chapter 16, by adding one section thereto to stand as section 3; sections 7 and 16 of chapter 25, and sections 2 and 12 of chapter 26, of act No. 333, of the session laws of 1889, entitled, "An act to incorporate the city of Cheboygan, and to repeal an act entitled, 'An act to re-incorporate the village of Cheboygan in the county of Cheboygan,' approved March 27, 1877," approved March 13, 1889,

Which was passed by the Senate, February 6, 1891, be given immediate effect.

By a vote of two-thirds of all the Senators elect, the bill was thereupon ordered to take immediate effect.

On motion of Mr. Gilbert,

The Senate adjourned.

Lansing, Thursday, February 12, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Miller and Stevens.

On motion of Mr. Milnes, each of the absentees was excused for the day.

PRESENTATION OF PETITIONS.

No. 54. By Mr. Sabin: Petition of Manfred Hill and 104 others, citizens of Vicksburg, asking the Legislature to continue the State Board of Health.

Referred to the committee on public health.

No. 55. By Mr. Porter: Petition of J. W. Lund, E. Boyce and 122 others, residents of Muskegon county, asking for the Australian ballot system of voting.

Referred to the select committee on elections.

No. 56. By Mr. Morse: Petition of J. R. Stoots and C. H. Hubbell and 1497 others, residents of Iosco county, against the holding of the Iosco circuit court, or any terms thereof, at Au Sable.

Referred to the committee on judiciary.

No. 57. By Mr. Mugford: Petition of members of Patrons of Industry Association, No. 1546, of Oceana Center, asking for a uniform public school text book law.

Referred to committee on education.

No. 58. By Mr. Doran: Resolutions of Job Wolcott Post No. 334, G. A. R., relative to appropriations for soldiers' bounties and for the National G. A. R. encampment at Detroit.

Referred to the committee on military affairs.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

HEADQUARTERS JOB WOLCOTT POST No. 334, }
DEPARTMENT MICHIGAN G. A. R. }

To the Honorable Senate and House of Representatives, Lansing, Michigan:

At a regular meeting of J. Wolcott Post, held at the hall in Freeport on February 7, 1891, the following resolutions were considered:

Resolved, That the State Legislature be recommended to appropriate \$50,000 to the city of Detroit to help defray the expenses of the national encampment G. A. R.

Two voted yes, and 18 voted no. Lost.

And, be it further

Resolved, That we do favor an appropriation of a sufficient sum to equalize State bounties.

Yeas, 20. Carried.

Resolved, That Mr. Dodge has struck the key note, and if he or any

other man can make that point, he can have anything in the gift of the veterans.

Yeas, 20. Carried.

By order of the Post.

M. A. HOLCOMB, *Adjutant*.

No. 59. By Mr. Wilkinson: Petition of S. P. Hewett and 63 others, relative to a law for the suppression and destruction of milkweed.

Referred to committee on agricultural interests.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable Senate and House of Representatives of the State of Michigan, in Legislature assembled:

The undersigned, your petitioners, respectfully petition your honorable body to pass a law requiring owners, possessors and occupants of land in this State to cause the destruction of all milkweeds thereon, at such times in each year as will prevent the spread thereof by seed therefrom. And your petitioners will ever pray, etc.

Signed,

S. P. HEWETT and 63 others.

No. 60. By Mr. Wilkinson: Petition of Wm. F. Hannaford and 109 others, relative to an act regulating purchases of supplies for State institutions.

Referred to committee on finance and appropriations.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Legislature of the State of Michigan:

We, the undersigned, citizens of the State of Michigan, respectfully petition your honorable body to pass a law to regulate the purchasing of supplies for our public State institutions, to the intent that the inmates may have pure food, and that those who built the institutions and who pay for their support may have the benefit of the market they create.

Signed,

WM. F. HANNAFORD and 109 others.

No. 61. By Mr. Horton: Resolutions of Corbet Post No. 36, G. A. R., favoring a State appropriation for a national G. A. R. encampment at Detroit.

Referred to the committee on military affairs.

No. 62. By Mr. Horton: Resolutions of Madison Center association, Patrons of Industry, asking that the office of State inspector of illuminating oils be abolished.

Referred to the committee on judiciary.

No. 63. By Mr. Horton: Resolution of Madison association, Patrons of Industry, No. 731, against an appropriation for the benefit of a national G. A. R. encampment at Detroit.

Referred to committee on military affairs.

No. 64. By Mr. Withington: Memorial of Patrons of Industry of Grubby Knoll association, against an appropriation for a G. A. R. encampment; in favor of a uniform system of text books; in favor of a change in the present system of school inspection; in favor of deducting mortgage indebtedness from assessed valuations; in favor of rigid economy in State expenditures.

Referred to committee on military affairs.

No. 65. By Mr. Taylor: Petition of Wm. Green and 23 others, asking for the incorporation of the village of Clifford, Lapeer county.

Referred to the committee on cities and villages.

No. 66. By Mr. Wilcox: Resolutions of Owosso business men's association, against abolishing the State Board of Health.

Referred to the committee on public health.

REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 136, entitled

A bill to authorize the county of Bay to raise money to aid in building a bridge across the Saginaw river,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

Senate bill No. 20, entitled

A bill to amend Sec. 5 of act No. 243 of the session laws of 1881 entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within the State," approved June 8, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 28, entitled

A bill to repeal all of act No. 254 of the public acts of 1889, being an act relative to the election of Representatives to the State Legislature in districts where more than one are to be elected,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 35, entitled

A bill to provide for the election of a Commissioner of Railroads, and to define his powers and duties, and to fix his compensation; superseding sections 1, 2, 3, 4, 5, 6 and 7 of act number 79 of the session laws of 1873, and all acts and parts of acts amendatory of said sections,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 40, entitled

A bill to amend the session laws of 1877, page 241, being compiler's sections 2221 and 2222 of Howell's annotated statutes of the State of Michigan, relative to the hunting of game and the cutting of bee trees on the enclosed lands of others,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 47, entitled

A bill making an appropriation for the unpaid portion of salaries of circuit court judges of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 51, entitled

A bill relative to the payment of expenses incurred by the Legislature,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 69, entitled

A bill to amend section 144 of chapter 176, being section 5180 of the compiled laws of 1871, and being also section 6738 of Howell's annotated statutes of Michigan relative to the courts of chancery,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 49, entitled

A bill to regulate freight tariff, and to prevent unjust discrimination in the charges of tolls or compensation for the transportation of freights upon the railroads in this State,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

The report was accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 63, entitled

A bill to amend section 10 of act No. 49 of the public acts of 1875, entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called the superior court of Grand Rapids," approved March 24, 1875, the same being compiler's section 6573 of Howells annotated statutes of Michigan, relating to the salary of the clerk of the superior court,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 34, entitled

A bill to provide for the compensation and to prescribe the duties of certain officers in the county of Kent,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 26, entitled

A bill to repeal sections 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101 and 102 of Howell's annotated statutes of Michigan and so much

of all other acts and parts of acts as relate to the registration of electors in townships,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate joint resolution No 1, entitled

Joint resolution to amend the constitution of the State of Michigan relative to the salary of the Attorney General,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee on judiciary.

C. W. WISNER, *Chairman.*

Report accepted and the resolution was ordered printed.

By committee on supplies and expenses:

The committee on supplies and expenses to whom was referred Mrs. Welcher's bill for washing towels for Senate; 56 pieces, at 5 cts. each, \$2.80,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the bill be ordered paid.

FRANK SMITH, *Chairman.*

The report was accepted and adopted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 50, entitled

A bill to amend section 18 of chapter 114 of the revised statutes of 1846, entitled "Proceedings against debtors by attachment," being compiler's section 8003 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 12, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That a committee of six, consisting of three from the Senate and three from the House, be appointed to

arrange and report a plan for the distribution of the Michigan Manual for 1891,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

The concurrent resolution was adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 12, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 78 (file No. 7), entitled

A bill making an appropriation for the Michigan Pioneer and Historical Society, for the two years 1891 and 1892,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on finance and appropriations.

NOTICES.

Mr. Fleshiem gave notice that on some future day he would ask leave to introduce

A bill relating to the city of Menominee, and to amend act No. 228 of the session laws of 1883, entitled "An act to incorporate the city of Menominee," approved March 16, 1883.

Also,

A bill to authorize the common council of the city of Iron Mountain, in the county of Menominee, by ordinance, to enter into a 30-year contract with any water-works company, organized under the laws of this State, for a supply of water for fire and other city purposes.

Mr. Wilcox gave notice that on some future day he would ask leave to introduce

A bill relative to tuition to be paid by non-resident pupils.

Mr. Withington gave notice that on some future day he would ask leave to introduce

A joint resolution authorizing the Board of State Auditors to investigate, examine and settle any claim found to be due Robert Lake, of the city of Jackson, against the State of Michigan, for damages or compensation, by reason of extra or additional work performed and material furnished by

said Lake, at the request of the warden and board of inspectors of the State Prison at Jackson, in this State.

Also,

A bill to regulate and improve the civil service and to create a commission therefor.

Mr. Weiss gave notice that on some future day he would ask leave to introduce

A bill to amend section 1591 of Howell's annotated statutes of Michigan, making general election day a legal holiday.

Also,

A bill to amend section 9 of act No. 134 of the session laws of 1885, entitled "A bill to regulate the practice of pharmacy in the State of Michigan."

Mr. Sabin gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to provide for the incorporation of mutual fire insurance companies and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1821, approved April 12, 1871," approved April 15, 1873, by adding a new section thereto to stand as section 23.

MOTIONS AND RESOLUTIONS.

Mr. Wheeler offered the following concurrent resolution:

Resolved (the House concurring), that

WHEREAS, The Detroit Light Guards, Company A, 4th Regiment, M. S. T., kindly invited the members of the Michigan Legislature to attend the levee given in honor of his excellency, Gov. E. B. Winans; and

WHEREAS, By reason of the session of the Legislature it was possible for but few members to attend in person; therefore,

Resolved by the Senate (the House concurring), That we extend our sincere thanks to the Detroit Light Guards for their invitation; and

Resolved further, That an engrossed copy of these resolutions, properly signed by the presiding officers of both Houses, be forwarded to the said Detroit Light Guards;

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

INTRODUCTION OF BILLS.

Mr. Holcomb, previous notice having been given and leave being granted, introduced

Senate bill No. 70, entitled

A bill to amend act No. 300 of the session laws of 1881, entitled "An act to incorporate the village of Gaylord, in the county of Otsego," by adding one section thereto, to stand as section 5.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. McCormick, previous notice having been given and leave being granted, introduced

Senate bill No. 71, entitled

A bill to make an appropriation for the erection of water closets at the

State Normal School in Ypsilanti, and for providing the necessary sewer connections therewith.

The bill was read a first and second time by its title and referred to the committee on Normal School.

Mr. Wilcox, previous notice having been given and leave being granted, introduced

Senate bill No. 72, entitled

A bill to make an appropriation for the support of the State Agricultural College, for the erection and repair of buildings and other improvements at said college.

The bill was read a first and second time by its title and referred to the committee on Agricultural College.

Mr. Wilcox, previous notice having been given and leave being granted, introduced

Senate bill No. 73, entitled

A bill giving the assent of the Legislature of the State of Michigan to the grant of moneys from the United States by act of Congress, approved August 30, 1890, being an act to apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts, established under the provisions of an act of Congress approved July 2, 1862.

The bill was read a first and second time by its title and referred to the committee on finance and appropriations.

Mr. Withington, previous notice having been given and leave being granted, introduced

Senate bill No. 74, entitled

A bill to amend section 31, of act No. 35, of the public acts of 1867, entitled "An act to provide for the formation of street railway companies" as amended by act No. 131, of the public acts of 1889.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Taylor, previous notice having been given and leave being granted, introduced

Senate bill No. 75, entitled

A bill to protect candidates for public office, and candidates for nomination to public office, against anonymous circulars and posters.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wilkinson, previous notice having been given and leave being granted, introduced

Senate bill No. 76, entitled

A bill to detach certain territory from the county of Manitou and attach the same to Leelanaw county.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Wilkinson, previous notice having been given and leave being granted, introduced

Senate bill No. 77, entitled

A bill to prevent the spreading and cause the destruction of milkweed.

The bill was read a first and second time by its title and referred to the committee on agricultural interests.

The committee on horticulture, previous notice having been given and leave being granted, introduced

Senate bill No. 78, entitled

A bill to protect bees from poison through the spraying or otherwise treating of fruit or other trees, shrubs, vines or other plants with London purple, Paris green, white arsenic or other virulent poisons while the aforesaid trees, shrubs, vines or plants are in blossom.

The bill was read a first and second time by its title and referred to the committee on horticulture.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Garvelink,

The report of the committee on Soldiers' Home, submitted yesterday and laid on the table, was taken from the table.

The question recurring upon the amendment offered yesterday by Mr. Garvelink, viz:

That the report be amended by striking out the words "a select committee of three" where they occur, and inserting in lieu thereof the words "the committee on Soldiers' Home,"

The amendment prevailed.

The question then being upon the adoption of the report of the committee on Soldiers' Home, as amended,

The report, as amended, was adopted.

Mr. Taylor moved that the committee of the whole be discharged from further consideration of Senate bill No. 12 (file No. 7), and that the same be referred back to the committee on education and public schools,

Which motion prevailed.

Mr. Park moved to adjourn;

Which motion did not prevail.

Mr. Park moved that the Senate take a recess of five minutes,

Which motion did not prevail.

Mr. Park again moved to adjourn;

Which motion did not prevail.

GENERAL ORDER.

On motion of Mr. Crocker,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Crocker to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 63 (file No. 26), entitled

A bill to amend section 10 of act No. 49 of the public acts of 1875, entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called the superior court of Grand Rapids, approved March 24, 1875, the same being compiler's section 6573 of Howell's annotated statutes of Michigan, relating to the salary of the clerk of the superior court,"

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

Also,

II.

Senate bill No. 47, entitled

A bill making an appropriation for the unpaid portion of salaries of circuit judges,

Have directed their chairman to report progress and ask leave to sit again.

MARTIN CROCKER, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Crocker,

The Senate granted leave for a further consideration of the second named bill by the committee of the whole.

THIRD READING OF BILLS.

On motion of Mr. Doran,

The Senate resumed the order of third reading of bills.

House bill No. 63 (file No. 26), entitled

A bill to amend section 10 of act No. 49 of the public acts of 1875, entitled "An act to provide for a municipal court in the city of Grand Rapids to be called 'The Superior Court of Grand Rapids,'" approved March 24, 1875, the same being compiler's section 6573 of Howell's annotated statutes of Michigan, relating to the salary of the clerk of the superior court,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem,	Mr. Morse	Mr. Taylor
Benson	Garvelink,	Mugford	Toan
Beers	Gilbert	Park,	Weiss
Boughner	Holcomb,	Porter	Wheeler
Brown,	Horton,	Sabin	Wilkinson
Crocker	McCormick	Sharp	Withington
Doran	Milnes,	Smith	Wisner 28

NAYS.

Mr. Wilcox

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Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. McCormick,

The Senate adjourned.

Lansing, Friday, February 13, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Horton, Miller, Prindle, Stevens and Toan.

Mr. Sabin asked leave of absence for Mr. Horton for the day;

Which request was granted.

Mr. Milnes asked leave of absence for Mr. Toan for the day;

Which request was granted.

Mr. Doran asked leave of absence for Mr. Wheeler, from the close of today's session until Wednesday next;

Which request was granted.

PRESENTATION OF PETITIONS.

No. 67. By Mr. Taylor. Petition of the common council of the village of Oscoda, asking the passage of the bill now pending in the Senate, relative to the holding of two terms of the circuit court of the county of Iosco in the city of AuSable.

Referred to committee on judiciary.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 58, entitled

A bill to amend act No. 161 of the public acts of 1885, as amended by act 287 of the public acts of 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 52, entitled

A bill to restrict the sale, by hawkers and peddlers, of drugs and medicines, respectfully report that they have had the same under consideration and ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 31, entitled

A bill to organize and establish two justices' courts in the city of Grand Rapids, and to repeal all acts and parts of acts relative to justices of the peace and justices' courts in the city of Grand Rapids (except as renewed in section 11 of this act) or in any wise contravening the premises of this act,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 65, entitled

A bill to amend section 102 of chapter 102 of the revised statutes of 1846, relative to the competency of witnesses and examinations of parties in certain cases, as amended by act No. 211 of the laws of 1885, entitled, "An act to amend section 102 of chapter 102 of the compiled laws of 1871, being compiler's section 5965, relative to competency of witnesses in certain cases,"

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 50, entitled

A bill relative to disorderly persons,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 59, entitled

A bill to regulate the conduct of judiciary officers,

Respectfully report that they have had the same under consideration, and ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 67, entitled

A bill to provide for the bringing of suits against foreign corporations doing business in this State,

Respectfully report that they have had the same under consideration, and ask that the same be printed for the use of the judiciary committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 32, entitled

A bill to secure to women, who are otherwise qualified, the right to vote in school, village, city and other municipal elections,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

recommendation, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted.

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Doran moved that all bills heretofore referred to the committee on railroads, be ordered printed for the use of the committee on railroads;

Which motion prevailed.

By the committee on horticulture:

The committee on horticulture, to whom was referred
Senate bill No. 78, entitled

A bill to protect bees from poison through the spraying or otherwise treating of fruit, or other trees, shrubs, vines or plants, with London purple, Paris green, white arsenic or other virulent poisons, while the aforesaid trees, shrubs, vines or plants are in blossom,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass and ask to be discharged from the further consideration of the subject.

GEO. F. PORTER, *Chairman*.

Report accepted.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

COMMUNICATIONS FROM STATE OFFICERS.

MICHIGAN STATE BOARD OF HEALTH, }
OFFICE OF THE SECRETARY, }
Lansing, Michigan, February 12, 1891. }

To the President of the Senate:

SIR—By direction of the State Board of Health, I transmit to you the accompanying memorial.

Very respectfully,

HENRY B. BAKER, *Secretary*.

The memorial was received and ordered spread on the Journal, as follows:

MEMORIAL FROM THE STATE BOARD OF HEALTH.

To the Honorable, the Governor and Members of the Legislature of the State of Michigan:

GENTLEMEN—The Governor having advised the Legislature to consider the advisability of abolishing the State Board of Health, we, the members of said board, deem it desirable to place before you this concise statement. Some of the work of the board may be summarized as follows:

1. *The restriction of diseases dangerous to the public health.* The State board attempts to do this work through and by the aid of the local boards of health, of which there are more than 1,500 in the State. To these local boards, the State board acts (1) as an organizer, (2) as an adviser and (3) as a helper.

When the State board was created there were only a few active local boards. By repeatedly calling the attention of city, village and township

authorities to the importance of appointing health officers, the State board has favored the complete organization of local boards, and nearly every city, village and township in the State has now a more or less efficient local board. We think that we may say without any self laudation that the present health service of the State has been organized by the State board. Before the creation of the central board cases of diphtheria, scarlet fever, and of other diseases dangerous to the public health, were not reported, houses were not placarded, cases were not isolated, houses were not disinfected, public funerals of those dead from these diseases were held, bodies were sent from one part of the State to another without precaution against the spread of the disease, the number of epidemics and the number of individual cases occurring in each outbreak and the number of deaths were greater than at present. We have statistics, which we shall be glad to have you examine, showing that the annual saving of life from only three diseases, since the organization of the health service, has amounted to 1,100 lives, representing about 7,000 cases of sickness. Estimate each of these lives at only \$500, about half the value of an adult slave, and you have the annual saving to the State of \$550,000. This is the known saving from three diseases only. Place against this the \$15,000 or \$20,000, annual cost of maintaining the State Board of Health, as the debit side of the question and you have an incomplete idea of the saving, looked at wholly from the financial standpoint. If the State Board of Health had done nothing more than organize the health service of the State, we submit that it has amply repaid the State for every cent which it has expended.

But it may be argued that the local boards having been organized and now doing fairly efficient work, there is no longer any necessity for continuing the State board. This leads us to consider the ways in which the local boards are helped and advised by the central board. These may be summarized as follows:

(a.) By the prompt notification of the possible introduction of infectious diseases. Weekly reports are sent out showing the prevalence of various diseases in different parts of the State. In this way the local boards are sometimes made aware of possible dangers which they are able to prevent.

The state boards of health of the various states and of the provinces of Canada, by mutual agreement, promptly notify other state and provincial boards, by telegraph when necessary, of the appearance of such diseases as small-pox, and this State board notifies the local boards of cities, villages and townships which, on account of their location, are likely to be exposed.

(b.) By instruction in the best methods of securing prompt and efficient isolation and disinfection. The methods of isolation and disinfection applicable to the various diseases are different. The State board gets its information upon these points from the investigations and experiences of others and those of its own. This information is furnished to the local authorities by means of printed circulars, also by letters, telegrams and telephone messages in response to direct questions. The local health officer not only uses this information himself, but he leaves the circulars with the affected family, and distributes others among the neighbors. In this way valuable knowledge concerning the means necessary to prevent the spread of infectious diseases, is disseminated among the people at a time when they are most likely to benefit by it. We have facts and figures which will show, beyond any question, that the number of cases and the number of deaths are much less in those out-

breaks in which the directions of the State board have been followed than in those in which they have not been observed. We shall be glad to submit these figures to any one who cares to see them.

(c.) By advice in regard to the abatement of nuisances dangerous to the public health. The State board has been frequently called upon to give advice concerning the removal of slaughter houses and other sources of the pollution of water and air. It has also been called upon to ascertain the cause of local outbreaks of infectious diseases. We may be permitted to say that such advice has generally been most kindly accepted and adopted, and that the prompt disappearance of the disease has justified the advice.

2. *The sanitary conventions.* Since 1880, the State Board of Health has held 34 sanitary conventions in different cities and villages, at the request of the citizens or local authorities. The water supply and the disposal of waste in the locality and the causation and prevention of those diseases which cause most deaths are discussed. The members of the board give from one to two days of their time to these conventions, without remuneration. That practical and valuable improvements in the sanitary condition of some of these localities have followed these conventions, we have good reason to believe. Many of the people have become interested in health matters, and the extent to which benefit may be claimed therefrom, cannot be estimated.

We believe that the educational influence of these conventions, in questions pertaining to the public health, is sufficient to justify their continuance. If they are to be continued, it cannot be done in any other way so cheaply and efficiently as it is now done. To pay seven expert sanitarians to visit various sections of the State, study the local conditions affecting the health, and to give advice concerning the best source of water supply, how to dispose of sewerage and other waste, how to detect adulterations in food, and how to limit the spread of infectious diseases, would certainly cost much more than is now expended in doing the same work.

3. *The scientific work of the board.* Many people in Michigan know of some of the investigations by this board which have added to our knowledge of the causation of diseases.

(a.) For several years, whenever any considerable outbreak of cheese poisoning, ice cream poisoning, or milk poisoning, occurred in the State, the Board took immediate steps to secure samples of the suspected food, and to have them analyzed. Such work was done for the board by several prominent chemists and bacteriologists in Michigan and other States. At last success crowned the efforts of one chemist, a member of the board, and as a result rules for the care of milk have been formulated and have been of great service to dairymen; have greatly lessened the frequency of such cases of poisoning, and have been the means of aiding very much in diminishing the number of cases of cholera infantum, and have enabled physicians to treat this disease more successfully.

(b.) The board has caused numerous analyses of water suspected of causing typhoid fever to be made, and by this means harmful waters have been recognized, their use discontinued, and epidemics prevented or stamped out.

(c.) By the study of the relation between meteorological conditions and the prevalence of disease, we now know what diseases prevail most frequently at certain seasons of the year, and therefore can advise people of the increased danger and of the best means of avoiding the same. It has been suggested that other meteorological work is being done by the

State under a special appropriation. We submit the fact that such information can be of no service in the prevention of disease unless it can be accompanied by the simultaneous collection of the statistics regarding the prevalence of disease, and the combined statistics studied by expert investigators, and then not unless there shall be some method for the practical application of the knowledge gained.

(d.) The relation between low water in wells and typhoid fever throughout the State has been worked out by the secretary of the board, and now we can predict the probable prevalence of this disease and advise as to the means by which this can be limited.

These are a few of the scientific problems with which the board has been endeavoring to ascertain the causes of disease. Many more problems await solution; whether or not the work shall be continued remains for you to decide.

In conclusion, we may be allowed to say that the saving of life and the prevention of disease have been the constant aims of the board. In working to this end it has employed the best resources at its command, and we are perfectly willing that you should judge us by our work, only a brief outline of which we have attempted to place before you in this memorial. That other states and countries have deemed this work worth doing we need not inform you. The great discoveries of Pasteur and Koch have been made under the direction and by the aid of government boards which, however, are more liberally supported than this board has been, and not only have laboratories at their disposal, but government aid for laboratory investigations.

The above is respectfully submitted, and we ask the most careful examination into the work and management of the board.

Lansing, Michigan, February 12, 1891.

JOHN AVERY,
HENRY F. Lyster,
JOHN H. KELLOGG,
ARTHUR HAZLEWOOD,
VICTOR C. VAUGHAN,
DELOS FALL,
HENRY B. BAKER.

Unanimous consent being granted,

Mr. Gilbert presented the following petition:

No. 68. By Mr. Gilbert: Petition of citizens of Arenac county, relative to establishing a State road between certain points in said county.

Referred to committee on railroads.

On motion of Mr. Weiss,

The reading of the petition was dispensed with.

On motion of Mr. Gilbert,

The petition was ordered spread on the Journal as follows:

To the Senate and House of Representatives of the State of Michigan:

Your petitioners, the undersigned citizens and freeholders of the county of Arenac, and State of Michigan, respectfully ask that a State road be established and laid out in said Arenac county as follows, viz: Commencing at the center of section two (2), in town eighteen (18) north, range four (4) east, near the village of Standish, and running thence north on quarter-line $5\frac{1}{2}$ miles, thence northwest about one mile to the pinnacle, so called, thence north on quarter-line through section three (3), in town nineteen

(19) north, range four (4) east, and section thirty-four (34) in town twenty (20) north, range four (4) east, thence $1\frac{1}{2}$ miles to north quarter-post of section thirty-four (34), aforesaid, and thence east on section line one mile, and thence north and east on the most convenient route to the village of Maple Ridge, in said Arenac county, and your petitioners will ever pray etc.

Signed,

HARVEY M. PETERSON, and 36 others.

Unanimous consent being granted, the committee on supplies and expenses made the following report:

By the committee on supplies and expenses:

The committee on supplies and expenses to whom was referred

The bill of the Americanus Water Company for 19 days supply of water, 190 gallons, @ 10 cents per gallon, \$19.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the account be allowed, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman pro tem.*

The report was accepted and adopted.

NOTICES.

Mr. Flesheim gave notice that on some future day he would ask leave to introduce

A bill to amend sections 2, 7, 8, 15 and 17, of act No. 262 of the session laws of 1889, entitled "An act for the winding up of mining and manufacturing corporations whose charters have expired, and to repeal sections 12, 13 and 14 of said act No. 262."

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill making appropriations for constructing two cottage colony houses, for constructing one physician's cottage, for constructing slaughter house, cold storage room, barn and hog pens, and for the purchase of a meat wagon and butchering implements, for the purchasing of additional land for the colony, for constructing a stone porch, for fire protection, and for the purchase of books and pictures for the Michigan Asylum for the insane.

Also,

A bill to amend section 6 of an act entitled "An act to provide for selecting and drawing jurors for the circuit court of the county of Saginaw.

Also,

A bill to authorize and empower sheriffs to perform the duties of game and fish wardens in their respective counties in this State, and provide their compensation therefor.

Mr. Sharp gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the support of the State Public School for the years 1891 and 1892, for making improvements at that institution, and to provide a tax for the same.

Mr. Bastone gave notice that on some future day he would ask leave to introduce

A bill to regulate the rate of interest of money on account, interest on money, judgments, verdicts, etc.

Mr. Crocker gave notice that on some future day he would ask leave to introduce

A bill to provide for the appointment and compensation of a stenographer in the 16th judicial circuit of Michigan.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to regulate and fix the charges and expenses of express companies doing business in this State.

Also,

A bill to repeal act No. 271 of the public acts of 1887, entitled "An act to allow the commitment and detention of female children to the House of the Good Shepherd at Detroit."

MOTIONS AND RESOLUTIONS.

Mr. Wisner offered the following resolution:

WHEREAS, The Attorney General, in his report to the Senate, dated January 28, 1891, alleges as a fact that a good per cent of the important business of the State has been farmed out by the Attorney General to outside attorneys at a large expense to the State of Michigan; and

WHEREAS, The said officer claims in such report that a change in the constitution and the law of the State relative to the salary and management of said office would save a large amount of money to the taxpayers of this State; therefore, in order that the Senate may have a fair understanding of this matter and its bearing on the joint resolution now pending in the Senate relative to the amendment of the constitution:

Resolved, That a committee of three be appointed by the President of the Senate to ascertain and report to the Senate the amount of money paid to outside attorneys during the year 1890.

Which resolution was adopted.

Mr. Sabin offered the following resolution:

WHEREAS, It has transpired, since the return of the committee appointed to visit the Michigan Asylum for the Insane, that several charges against that institution, which were brought to the attention of the Legislative committee two years ago, have been revived; and

WHEREAS, An unfortunate accident resulting in the death of Mrs. Barth, a patient in that institution, which has properly been the subject of popular anxious inquiry, has since occurred; and

WHEREAS, There is now in Kalamazoo a committee of the House of Representatives which has (as reported in the public print) developed practices of reprehensible business transactions; now therefore

Resolved, That the Senate committee on asylums for the insane be and is hereby authorized to proceed, at its earliest convenience, to Kalamazoo, or wherever it may be necessary, to investigate thoroughly all these charges of negligence, or of dishonest dealing of whatsoever nature, and that said committee is empowered to send for persons and papers as may be necessary in pursuance of this work;

Which resolution was adopted.

Mr. Park offered the following resolution:

Resolved, That when the Senate adjourns today, it stand adjourned until Monday, February 16, 1891, at 9:30 P. M.,

Which resolution was not adopted, Mr. Doran calling for the yeas and nays, and the Senators voting thereon as follows:

YEAS.

Mr. Crocker	Mr. Morse	Mr. Sabin	Mr. Weiss	
Fleishiem,	Mugford	Smith	Wheeler	
Holcomb	Park	Taylor	Wisner	12

NAYS.

Mr. Bastone	Mr. Brown	Mr. McCormick	Mr. Wilcox	
Benson	Doran	Milnes	Wilkinson	
Beers	Garvelink	Porter	Withington	
Boughner	Gilbert	Sharp		15

Mr. Sabin moved that when the Senate adjourns today it stand adjourned until Monday next at 9:25 P. M.

Which motion prevailed, Mr. Doran calling for the yeas and nays and the Senators voting thereon as follows:

YEAS.

Mr. Benson	Mr. Garvelink	Mr. Park	Mr. Weiss	
Brown	Holcomb	Sabin	Wheeler	
Crocker	McCormick	Smith	Withington	
Fleishiem	Milnes	Taylor	Wisner	16

NAYS.

Mr. Bastone	Mr. Doran	Mr. Porter	Mr. Wilcox	
Beers	Gilbert	Sharp	Wilkinson	
Boughner	Mugford			10

Mr. Holcomb moved that a respectful message be sent to the House, requesting the return of the concurrent resolution, thanking the Detroit Light Guards for invitations to the Governor's levee, which was adopted by the Senate yesterday and transmitted to the House for its concurrence;

Mr. Sharp moved to lay the subject matter on the table;

Which motion did not prevail, Mr. Beers calling for the yeas and nays, and the Senators voting as follows:

YEAS.

Mr. Beers	Mr. Milnes	Mr. Sharp	Mr. Withington	
Doran	Morse	Weiss	Wisner	
Fleishiem	Park	Wheeler		11

NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Smith	
Benson	Gilbert	Porter	Taylor	
Boughner	Holcomb	Sabin	Wilcox	
Brown				13

The question then being upon the motion by Mr. Holcomb, asking a return of the concurrent resolution, the motion did not prevail, Mr. Doran calling for the yeas and nays and the Senators voting as follows:

YEAS.

Mr. Bastone	Mr. Crocker	Mr. Porter	Mr. Wilcox
Boughner	Holcomb	Taylor	Withington
Brown	Mugford		10

NAYS.

Mr. Beers	Mr. Garvelink	Mr. Park	Mr. Smith
Doran	Milnes	Sabin	Wilkinson
Fleishiem	Morse	Sharp	Wisner 12

INTRODUCTION OF BILLS.

Mr. Sharp, previous notice having been given and leave being granted, introduced

Senate bill No. 79, entitled

A bill to establish free employment offices in the cities of Detroit, Grand Rapids, Saginaw, Kalamazoo, Manistee, Sault Ste Marie, Ishpeming and Ironwood.

The bill was read a first and second time by its title and referred to the committee on labor interests.

Mr. Fleishiem, previous notice having been given and leave being granted, introduced

Senate bill No. 80, entitled

A bill to authorize the common council of the city of Iron Mountain, in the county of Menominee, by ordinance, to enter into a 30-year contract with any water-works company, organized under the laws of this State, for a supply of water for fire and other city purposes.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Fleishiem, previous notice having been given and leave being granted, introduced

Senate bill No. 81, entitled

A bill relating to the city of Menominee and to amend act No. 228 of the session laws of 1883, entitled "An act to incorporate the city of Menominee," approved March 16, 1883.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Withington, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 3, entitled

A joint resolution authorizing the Board of State Auditors to investigate, examine and settle any claim found to be due Robert Lake, of the city of Jackson, against the State of Michigan, for damages or compensation, by reason of extra or additional work performed and material furnished by said Lake, at the request of the warden and board of inspectors of the State Prison at Jackson, in this State.

The joint resolution was read a first and second time by its title and referred to the committee on State Prison.

Mr. Wilcox, previous notice having been given and leave being granted, introduced

Senate bill No. 82, entitled

A bill relative to tuition to be paid by non-resident pupils.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Beers, unanimous consent being given, introduced

Senate bill No. 83, entitled

A bill to authorize the consolidation of street railway and electric light companies.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Taylor, previous notice having been given and leave being granted, introduced

Senate bill No. 84, entitled

A bill to incorporate the village of Clifford in Lapeer county.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Taylor,

The bill was laid on the table.

GENERAL ORDER.

On motion of Mr. Taylor,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Withington to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I

House bill No. 136 (file No. 37), entitled

A bill to authorize the county of Bay to raise money to aid in building a bridge across the Saginaw river.

Also,

House bill No. 28 (file No. 17), entitled

A bill to repeal all of act No. 254 of the public acts of 1889, being an act relative to the election of Representatives to the State Legislature in districts where more than one is to be elected.

Also,

House bill No. 50 (file No. 8), entitled

A bill to amend section 18 of chapter 114 of the revised statutes of 1846, entitled, "Of proceedings against debtors by attachment," being compiler's section 8003 of Howell's annotated statutes.

Also,

Senate bill, No. 58, entitled

A bill to amend act No. 161 of the public acts of 1885 as amended by act No. 287 of the public acts of 1887,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II

The committee of the whole have also had under consideration the following:

Senate bill No. 47, entitled

A bill making an appropriation for the unpaid portions of the salaries of circuit judges.

Have directed their chairman to report progress and ask leave to sit again.

WM. H. WITHINGTON, *Chairman*.

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Withington,

The Senate granted leave for a further consideration of the second named bill by the committee of the whole.

THIRD READING OF BILLS.

On motion of Mr. Gilbert,

The Senate resumed the order of third reading of bills.

House bill, No. 136, (file No. 37) entitled

A bill to authorize the county of Bay to raise money to aid in building a bridge across the Saginaw river.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Morse	Mr. Smith
Benson	Garvelink	Mugford	Taylor
Beers	Gilbert	Park	Wilcox
Boughner	Holcomb	Porter	Wilkinson
Brown	McCormick	Sabin	Withington
Crocker	Milnes	Sharp	Wisner
Doran			

25

NAYS.

0

Title agreed to.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 28 (file No. 17), entitled

A bill to repeal all of act No. 254 of the public acts of 1889, being an act relative to the election of Representatives to the State Legislature in districts where more than one is to be elected.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Morse	Mr. Smith
Benson	Garvelink	Mugford	Taylor
Beers	Gilbert	Park	Wilcox
Boughner	Holcomb	Porter	Wilkinson
Brown	McCormick	Sabin	Withington
Crocker	Milnes	Sharp	Wisner
Doran			

25

NAYS.

0

Title agreed to.

House bill No. 50 (file No. 8), entitled

A bill to amend section 18, of chapter 114 of the revised statutes of 1846, entitled, "Of proceedings against debtors by attachment" being compiler's section 8003 of Howell's annotated statutes.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Morse	Mr. Smith	
Benson	Garvelink	Mugford	Taylor	
Beers	Gilbert	Park	Wilcox	
Boughner	Holcomb	Porter	Wilkinson	
Brown	McCormick	Sabin	Withington	
Crocker	Milnes	Sharp	Wisner	
Doran				25
				0

NAYS.

Title agreed to.

Senate bill No. 58, entitled

A bill to amend act No. 161 of the public acts of 1885, as amended by act No. 287 of the public acts of 1887.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Morse	Mr. Smith	
Benson	Fleshier	Mugford	Wilcox	
Beers	Garvelink	Park	Wilkinson	
Boughner	Gilbert	Porter	Withington	
Brown	Holcomb	Sabin	Wisner	
Crocker	McCormick	Sharp		23

NAYS.

Mr. Taylor 1

Title agreed to.

Mr. Park moved that the bill be given immediate effect;

Which motion did not prevail.

The President announced the following Senators as additional members of the select committee upon election laws:

Messrs. Brown and Prindle.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 13, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return the following concurrent resolution:

Resolved (the House concurring), that

WHEREAS, The Detroit Light Guards, Company A, 4th Regiment, M. S. T., kindly invited the members of the Michigan Legislature to attend the levee given in honor of his excellency, Gov. E. B. Winans; and

WHEREAS, By reason of the session of the Legislature it was possible for but few members to attend in person; therefore

Resolved by the Senate (the House concurring), That we extend our sincere thanks to the Detroit Light Guards for their invitation; and

Resolved further, That an engrossed copy of these resolutions, properly signed by the presiding officers of both Houses, be forwarded to the said Detroit Light Guards;

Which has been concurred in by the House by a majority vote of all the members.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The message was received.

On motion of Mr. Doran,

The Senate adjourned.

Lansing, Monday, February 16, 1891.

The Senate met and was called to order by the President at 9:25 o'clock P. M.

Roll called: a quorum present.

Absent without leave, Messrs. Brown, Crocker, Doran, McCormick, Miller, Morse, Smith and Toan.

Mr. Boughner asked leave of absence for Mr. Brown until tomorrow.

Which request was granted.

On motion of Mr. Taylor,

All the absentees were excused until tomorrow.

Mr. Withington, with appropriate remarks, offered the following concurrent resolutions, having reference to the death of General Wm. T. Sherman:

WHEREAS, The struggle with death which William Tecumseh Sherman was waging when the two Houses adjourned has ended and the great soldier has succumbed to its invincible power; therefore

Resolved by the Senate (the House concurring), That the Legislature of Michigan takes the first moments of this session to express its profound sensation over this great event, and to join its earnest tribute to those which the whole country is paying to the memory of the illustrious General.

A grand hero and patriot has fallen. Loved by his comrades of the army, honored by his countrymen. Known and admired by the whole

world, he stood in his closing years the foremost living American. The great change always coming yet always solemn, saddens the whole national heart when it takes away its heroic idols.

With the death of Gen. Sherman there has passed from earth the last of the great commanders of the war of the rebellion and one of the most conspicuous figures of that transcendent period of the country's history.

His genius and generalship were early manifested, and in the Atlanta campaign, and that immortal march from Atlanta to the sea, they wrought achievements which assured the termination of the war and challenged the admiration of the world.

Possessing a mind of great strength and activity, an indomitable spirit and vigorous body, he gave the utmost of these combined and well trained powers to the service of his country in its extremest need. At the end of the four years struggle he was content with the consciousness of that service and the military rank won by it. While heartily enjoying the applause of his countrymen, no political ambition either led or misled him to seek the addition of civic honors to military glory. Gaining the royal road to the presidency which lies through military renown, with characteristic individuality he refused to travel it.

His memory will be devotedly cherished by this generation and his name will add lustre to the country's history.

Resolved further, That a day be appointed for suitable exercises in memory of both General Sherman and Admiral Porter.

On motion of Mr. Fleshier,

The resolutions were unanimously adopted by the Senate by a rising vote.

On motion of Mr. Withington,

The Senate took a recess of 20 minutes.

AFTER RECESS.

The Senate met and was called to order by the President.
A quorum present.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 16, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the accompanying (concurrent resolutions), being the resolutions offered by Senator Withington and adopted by the Senate, relative to the death of Gen. William T. Sherman,

In the passage of which concurrent resolution the House has concurred by a unanimous vote of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The message was received.

Mr. Withington moved that the Senate adjourn out of respect to the memory of the late General William Tecumseh Sherman.

Which motion prevailed.

Lansing, Tuesday, February 17, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Brown, Morse and Wilkinson.

On motion of Mr. Doran,

All the absentees were excused for the day.

PRESENTATION OF PETITIONS.

No. 70. By Mr. Bastone: Resolutions of the Home Rule Association, of Brookfield, opposing an appropriation for a national encampment of the G. A. R. at Detroit.

Referred to committee on military affairs.

On motion of Mr. Bastone, the resolutions were ordered spread upon the Journal as follows:

At the regular meeting of the Home Rule Association No. 26, Patrons of Industry of Brookfield, Huron county and State of Michigan, held February 14, 1891, the following resolutions were adopted:

WHEREAS, In the G. A. R. appropriation bill for the city of Detroit, we see nothing which is of any benefit to the farming and laboring classes, or to any other interests excepting those of the city of Detroit, and think it to be only a scheme to lower their expenses for the G. A. R. meeting to be held in their city; be it

Resolved, That we demand that our Senator and Representative in the Legislature, work and vote against said bill; and be it further

Resolved, That our secretary send to our Senator and Representative in the Legislature a copy of these resolutions.

ANGUS CRAWFORD, *President.*

A. A. CRAWFORD, *Secretary.*

No. 71. By Mr. Doran: Resolutions of Alpine Assembly, No. 539, P. of L., relating to a bill introduced in the Legislature relative to cash payments of highway taxes.

Referred to select committee on taxation.

On motion of Mr. Doran,

The resolutions were ordered spread on the Journal, as follows:

To the Honorable Senate and House of Representatives of the State of Michigan, greeting:

WHEREAS, Acts having been introduced into your honorable bodies for the purpose of levying a "money tax" for highway purposes, and

WHEREAS, A proposition to levy a "money tax" for highway purposes was voted down in the township of Alpine at the annual election in 1890 by a vote of over 200 nays to 6 ayes, therefore be it

Resolved, By Alpine Association No. 539, Patrons of Industry, that we are firmly opposed to any "money tax" statutes under a county or township system, believing that the same would be burdensome to the farmer, and productive of profligacy and corruption in its execution, without any commensurate benefits to the people, who desire to control their own local affairs, without the intervention of any high toned official establishment, or other gorgeous paraphernalia the principal results of which would be we are firmly convinced, to create popular dissatisfaction and disgust.

N. B. CREVLING, *President*.

H. J. CHAMBERS, *Secretary*.

Dated February 14, 1891.

No. 72. By Mr. Milnes: Resolutions of Batavia Grange No. 95, of Branch county, against the appropriation of \$50,000 for a national G. A. C. encampment at Detroit.

Referred to committee on military affairs.

No. 73. By Mr. Milnes: Petition of James Anderson and three others, asking the Senate to pass the pending bill for the better protection of dealers and manufacturers of monuments.

Referred to committee on judiciary.

No. 74. By Mr. Milnes: Petition of Ewing and Partner, same subject. Same reference.

No. 75. By Mr. Doran: Resolutions of the directors of the West Side Building and Loan Association of Grand Rapids, protesting against the creation of a commissionership of Building and Loan Associations.

Referred to committee on banks and corporations.

On motion of Mr. Doran,

The resolutions were ordered spread upon the Journal as follows:

WHEREAS, A bill has been recently introduced into the Legislature of Michigan, providing that the Governor shall appoint a commissioner of building and loan associations, who shall receive a salary of \$2,400; that every association shall pay into the State treasury a sum equal to one-twentieth of 1 per cent of the face value of the shares in force on the 31st day of December of each year; and

WHEREAS, Said bill also contains other provisions of doubtful benefit to building and loan associations; therefore

Resolved, That the directors of the West Side Building and Loan Association protest against the passage of said bill as a measure which is unnecessary and dangerous to the best interests of building and loan associations; and

Resolved, That said directors express their confidence in the bill prepared by the committee of the State organization of building and loan associations and urge upon the Legislature the necessity of its passage; and

Resolved, That the members of the Legislature from Kent county be furnished with a copy of these resolutions.

I hereby certify that the above and foregoing is a true and correct copy of the resolutions adopted by the directors of the West Side Building and Loan Association at a regular meeting held February 9, 1891.

E. G. D. HOLDEN, *Secretary*,

No. 76. By Mr. Withington: Petition of Geo. S. Cook and 88 others, electors of Columbia, Jackson county, asking that the present voting law be so amended as to provide for the full Australian voting system and a canvass of votes while the same are being polled.

Referred to select committee on elections.

No. 77. By Mr. Withington: Resolution of the county teachers' association of Jackson county, relative to county supervision of schools, uniform books and the township unit system.

Referred to committee on education and public schools.

On motion of Mr. Withington,

The resolutions were ordered spread on the Journal as follows:

We, the teachers of Jackson county, assembled in association this 7th day of February, 1891, resolve to the following:

I. That the present system of county supervision of schools be sustained.

II. That a county uniformity of text books is for the best interests of our schools.

III. That we are in favor of the township unit system.

We further recommend that a copy of these resolutions be forwarded to our representatives in the State Legislature.

CHAS. O. HOYT, *President*.

LOUISE J. CHAMPLIN, *Secretary*.

WESLEY SEARS,

L. E. MILLER,

CHAS. CALL,

Committee.

No. 78. By Mr. Horton: Resolution adopted by Medina farmers' club against the enactment of any law which would prohibit the hunting of rabbits with ferrets; also asking the enactment of a law giving land owners full ownership of all game found on said lands, and exclusive right to protect or kill such game.

Referred to committee on judiciary.

No. 79. By Mr. Horton: Resolutions of Fairfield Association, No. 1299, P. of I., relative to the present system of inspection of kerosene oils.

Referred to the committee on State affairs.

On motion of Mr. Horton, the resolution was ordered spread on the Journal, as follows:

PATRONS OF INDUSTRY OF NORTH AMERICA,
FAIRFIELD ASSOCIATION No. 1299,
OF THE GRAND ASSOCIATION FOR MICHIGAN.
OFFICE OF THE SECRETARY.
February 12, 1891.

At a regular meeting of Fairfield Association No. 1299, P. of I., the following was unanimously adopted:

WHEREAS, We believe that the present law relating to the inspection of kerosene oil is a needless expense and of no practical benefit; therefore be it

Resolved, That our Senator and Representative in the Legislature be

requested to use all honorable means to secure the repeal of said law, and we hereby request that the above be spread upon the Journal.

E. W. MORRIS, *President*.
 ZANNIE SHOEMAKER, *Secretary*.
 D. B. BAKER,
 JOHN SHOEMAKER,
 Z. SHOEMAKER,
Committee.

No. 80. By Mr. Horton: Resolutions of Fairfield Association No. 1299, P. of I., opposing an appropriation for the benefit of a national G. A. R. encampment at Detroit.

Referred to the committee on military affairs.

On motion of Mr. Horton,

The resolutions were ordered spread on the Journal, as follows:

PATRONS OF INDUSTRY OF NORTH AMERICA,
 FAIRFIELD ASSOCIATION, No. 1289,
 OF THE GRAND ASSOCIATION FOR MICHIGAN,
 OFFICE OF THE SECRETARY,
February 12, 1891.

At a regular meeting of Fairfield Association, No. 1299, P. of I., the following was unanimously adopted:

WHEREAS, The city of Detroit invited the encampment of the G. A. R. and said city has now asked the State to appropriate \$50,000 to assist in defraying the expenses of the same; therefore be it

Resolved, That we are opposed to any appropriation for such purpose, and our Senator and Representative in the Legislature are hereby requested to oppose by all honorable means the passage of a bill making such appropriation, and we hereby request that the above be spread upon the Journal.

E. W. MORRIS, *President*.
 ZANNIE SHOEMAKER, *Secretary*.
 D. B. BAKER,
 JOHN SHOEMAKER,
 Z. SHOEMAKER,
Committee.

No. 81. By Mr. Smith: Petition of Irvin I. Wood and 50 others, citizens of Rockwood, Wayne county, asking for the repeal of the fish and game law, so far as it relates to the appointment of State and deputy fish and game wardens.

Referred to the committee on fisheries.

No. 82. By Mr. Beers: Memorial of J. H. Richardson, M. D., and 11 other physicians and 128 citizens of the city of Niles, against the abolition of the State Board of Health.

Referred to committee on public health.

On motion of Mr. Beers, the memorial was ordered spread on the Journal as follows:

At a meeting of the physicians and citizens of the city of Niles, without regard to sect or creed, held February 5, 1891, the following preamble and resolutions were unanimously adopted:

WHEREAS, We, the undersigned physicians and citizens of the city of Niles, Michigan, having heard with profound regret, that a bill is now

pending before the Legislature of this State having for its object the abolition of the State Board of Health; and

WHEREAS, The State Board of Health has by its intelligent labors and methods of teaching sanitary science established a reputation which has been recognized in complimentary terms and referred to by institutions of learning in other and older States as a cause for just pride by the citizens of this State, and by its system of reports and records has disseminated information to the people of this State, which has been instrumental in preventing and restricting disease, and in saving thousands of human lives; and

WHEREAS, We believe that by abolishing the State Board of Health the State would be deprived of one of its most efficient educational institutions, and that if its functions should be transferred to any other State department conducted by other than experts in sanitary science, it would be mistaken economy, and its usefulness would be destroyed; therefore be it

Resolved, That copies of the above preamble and these resolutions be transmitted to the Senator and Representative from this district at Lansing, asking that they present the same to their respective bodies, praying in our behalf, that the State Board of Health be not abolished, and be it further

Resolved, That our Senator and Representative be and they hereby are requested to employ every proper means to prevent the abolition of the "State Board of Health," and if necessary to aid its efficiency by affording it adequate support.

No. 83. By Mr. Park: Communication from the mayor of the city of Detroit and resolutions of the board of aldermen of Detroit, relative to municipal taxation of railroad corporations.

Referred to the committee on railroads.

On motion of Mr. Park,

The communication was ordered spread on the Journal, as follows:

CITY OF DETROIT, CITY CLERK'S OFFICE, }
February 12, 1891. }

DEAR SIR—I have been instructed by the honorable the common council to transmit you the following communication from his honor the mayor, submitted and adopted at the last session of the council held on Tuesday, February 10, 1891.

Very respectfully,
A. G. KRONBERG, *City Clerk*.

From his Honor the Mayor, to the Honorable the Common Council:

GENTLEMEN—Every individual in Detroit who had \$1,000 worth of visible property last year, paid \$15.73 to help defray the necessary expenses of the city government, and to help make such public improvements as it was thought the city could afford. Nearly every corporation doing business within the municipal boundaries did the same thing. The result was, that on a valuation of \$160,000,000 we raised for municipal purposes something like \$2,500,000. But there is one class of corporations in this city which, under existing circumstances, may be said to be a privileged class, privileged both over all other corporations and over all individuals in our city, privileged over and above all others in Detroit, notwithstanding the fact

that nearly all of the stock of these corporations is held by non-residents, and, in many cases, by persons who are aliens to America, both by birth and residence. I refer to the various railroad companies, who own some of the most valuable property in the city, estimated by our assessors at \$35,000,000, or over one-fifth of all property in Detroit, and yet who contribute not a single cent to maintain the institutions, in the benefits of which they jointly participate with us all. If their property had been placed upon the same basis as all other property in Detroit, the railroads would have paid not less than half a million of dollars into our city treasury last year—enough to run our fire or police department and to light the city; or enough to pay all the expenses of educating our children for a year; or to build school-houses enough to last a generation; or to get our streets out of the mud, and to pave them decently.

We paid last year, in round numbers, \$350,000 to keep up a fire department, which protects railroad property with the same vigilance that it does that of any of our citizens. We made a present to the roads of this protection. We expended a like sum in maintaining an efficient police department, which watched as faithfully over the property of the railroads, as though the officers and members of the force had been paid out of the surplus millions of Vanderbilt and Jay Gould, instead of by the hard earned money of our citizens. We spent a quarter of a million dollars in repaving streets for the railroad company's trucks to wear out; yet not a cent did those corporations contribute. We laid out \$400,000 on the education of the young of Detroit for the general good. Yet, although this dissemination of intelligence benefits the railroad companies as much as any one, they paid nothing towards it. It cost us \$130,000 for lighting our city last year, and we did it without the help of the railroads. We have, from time to time, invested \$4,000,000, in a system of sewers, and we drain the property of the railroads for love of them, inasmuch as we get nothing for it.

What is the cause of this outrageously unjust and inequitable condition of affairs? The generosity of Legislatures of a long time ago in providing, in special and general charters, that railroad companies should pay a certain small specific tax to the State in lieu of all other taxation. That may have been a good thing when it was passed, but if it ever was right it has ceased to be so now. If railroads were infants then, they are giants now. So powerful, indeed, have they become, that it has been openly stated that they own Legislatures and control courts of justice. I hope and believe it will not prove to be so in Michigan.

In our sister city of Chicago the railroad companies paid the municipality in 1889 the substantial sum of nearly \$800,000, several of those which do business and own property in Detroit being large contributors thereto. In other words, the very roads which escape taxation here, and demand exemption as a right, pay each year large sums to the municipal government in Chicago without a whimper. They do it because they have to, and I am informed that they can be made to do it here. At any rate it is worth trying, and I recommend that your honorable body urge the Legislature, and especially the Senators and Representatives from Wayne county, to repeal the laws which exempt railroads from municipal taxation. Let them but act fearlessly and honestly, and the great reform will be accomplished at the present session.

Very respectfully,

H. S. PINGREE, Mayor.

Accepted and leave being granted, the following was offered:

By Alderman Amos—

WHEREAS, The Legislature has undoubted power to repeal the laws exempting railroad property from local taxation; therefore

Resolved, That his honor, the Mayor, be and he is hereby requested to call a public meeting of our citizens to take action in aid of the passage of bills now pending in the Legislature, to repeal acts exempting railroads from local taxation; and

Resolved, That it is the sentiment of the Common Council of Detroit, that all the railroad property within the city limits should bear the same proportion of municipal expense as the property of any private citizen or corporation; and

Resolved, That the city clerk be instructed to transmit a copy of these to the Clerk of the House of Representatives, the Secretary of the Senate at Lansing, and to each of the Senators and Representatives from Wayne county.

Adopted as follows:

Yeas—Aldermen Amos, Barnes, Brennan, Buhrer, Fischer, Gilmore, Grant, Griggs, Hoffman, Karrer, Langley, Lennane, Lowry, Meier, McGuire, McIntyre, O'Regan, Reschke, Richert, Roth, Scher, Scott, Schmidt, Thompson, Uthes, Vernor, Webster, Watson and the president—30.

Nays—None.

No. 84. By Mr. Smith: Petition of A. B. Chapman, Jr., and 45 others, citizens of Rockwood, Wayne county, asking for the repeal of the fish and game law, so far as it relates to the appointment of State and deputy fish and game wardens.

Referred to committee on fisheries.

No. 85. By Mr. Crocker: Petition of residents of Warren township, Macomb county, asking for the incorporation of certain territory, in said township into a village.

Referred to the committee on cities and villages.

On motion of Mr. Crocker,

The petition was ordered spread on the Journal, as follows:

To the Legislature of the State of Michigan:

The undersigned residents of the township of Warren in the county of Macomb, residing within the territory hereinafter mentioned, and in the immediate vicinity thereof, respectfully petition your honorable bodies to incorporate the following territory into a village, to be known as the village of Warren, in said county, viz.: The east half of section No. 5, and the west half of section No. 4, in township No. 1 north, range No. 12 east, under the act granting and defining the powers and duties of incorporated villages, No. 62, approved April 1, 1875, and the acts amendatory thereto, being chapter 81 of Howell's annotated statutes, and as in duty bound will ever pray.

Signed,

CHAS. S. BEEBE, and 45 others.

Dated, Warren, Feb, 10, 1891.

No. 86. By Mr. Doran: Resolution of the board of education of the city of Grand Rapids, relative to a proposed amendment to the law relating to collections of taxes for school purposes.

Referred to select committee on taxation.

On motion of Mr. Doran,

The communication was ordered spread on the Journal, as follows:

Resolutions adopted by the board of education of the city of Grand Rapids at its regular session, Saturday, February 7, 1891:

By Trustee Houseman:

Resolved, That it is the desire of this board that our members of the State Legislature use their influence to procure the passage of an amendment to section forty-two of act number 195 of the session laws of 1889, entitled "An act to provide for the assessment of property and the levying of taxes thereon, and for the collection of taxes heretofore or hereafter levied," approved June 27, 1889, in accordance with the bill drafted for that purpose, and that the secretary of this board cause a copy of said bill, together with a copy of this resolution, to be at once furnished to said members of the Legislature.

Adopted.

YEAS—Trustees Blandford, Bradfield, Clark, Felker, Fisher, Folger, Goodrich, Hagy, Houseman, Husted, Leffingwell, Locher, Maybury, Stein, Stevens, Strahan, Van Bree, Wagner, the President—19.

NAYS—0.

The following is the bill referred to in the above resolution:

A bill to amend section 42 of act No. 195 of the session laws of 1889, entitled "An act to provide for the assessment of property and the levying of taxes thereon, and for the collecting of taxes heretofore and hereafter levied," approved June 27, 1889.

SEC. 1. *The People of the State of Michigan enact*, That section 42 of act No. 195 of the session laws of 1889, entitled "An act to provide for the assessment of property and the levying of taxes thereon, and for the collection of taxes heretofore and hereafter levied," approved June 27, 1889, be and the same is hereby amended so as to read as follows:

SEC. 42. Within one week after the time specified in his warrant, the town treasurer shall pay to the county treasurer all State and county taxes collected, except that from the State and county taxes collected he shall retain a sum sufficient to fill any deficiency in the sum collected for school purposes, but the amount so retained shall not exceed the total delinquent school taxes returned, and the county treasurer shall retain the amounts thus reserved out of the first moneys received by him from any township taxes.

Provided, That the town treasurer of the township of South Manitou, in the county of Manitou, shall pay to the county treasurer such State and county taxes at any time on or before the first day of June next, after the time specified in his warrant.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 19, entitled

A bill to regulate freight tariff, and to prevent unjust discrimination in the charges of tolls or compensation for the transportation of freights upon the railroads in this State,

Respectfully report that they have had the same under consideration, and have directed me to direct that the same be referred to the committee

on railroads and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on railroads.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 75, entitled

A bill to protect candidates for public office, and candidates for nomination to public offices, against anonymous circulars and posters,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 44, entitled

A bill to prohibit gambling in grain and other commodities and to provide a penalty therefor,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary.

The committee on judiciary to whom was referred

Senate bill No. 26 (file No. 18), entitled

A bill to repeal sections 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101 and 102 of Howell's annotated statutes of Michigan and so much of all other acts and parts of acts as relate to the registration of electors in townships,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be referred to the committee on elections, and ask to be discharged from the further consideration of same.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the select committee on elections.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 69 (file No. 15), entitled

A bill to amend section 144 of chapter 176, being section 5180 of the compiled laws of 1871, and being also section 6738 of Howell's annotated statutes of Michigan, relative to the courts of chancery,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 18 (file No. 4), entitled

A bill to authorize the village of Union City, in the county of Branch, to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on labor interests:

The committee on labor interests, to whom was referred

Senate bill No. 79, entitled

A bill to establish free employment offices in the cities of Detroit, Grand Rapids, Saginaw, Kalamazoo, Manistee, Sault Ste. Marie, Ishpeming and Ironwood,

Would respectfully report that they have had the same under consideration and request that the bill be printed for the use of the committee.

WILLIAM MILLER, *Chairman.*

Report accepted and the bill was ordered printed.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE, }
Lansing, February 14, 1891. }

To the President of the Senate:

SIR—I herewith transmit concurrent resolution of the Kansas Legislature relative to a "commercial congress" to be held at Kansas City, April 15, 1891, that the Michigan Legislature may take such action thereon as to them may seem fit and desirable.

I have the honor to be very respectfully yours,

EDWIN B. WINANS, *Governor.*

SENATE CHAMBER, KANSAS, }
Topeka, February 11, 1891. }

To the Governor of Michigan, Lansing, Mich:

In compliance with the orders of the Legislature of Kansas, I have the honor to transmit the concurrent resolution adopted by both Houses, relating to a commercial congress, and request that you message the same to your Legislature, if in session.

I am further directed to notify you that the Kansas Legislature will make provisions for the expenses of the delegates from this State, and for its share of the expenses of the proposed commercial congress, and to

suggest that if your Legislature adopts this resolution, similar provisions might be made for your delegates.

I am very respectfully your obedient servant,

A. G. STACEY,
Secretary of the Senate.

The communication was received and the concurrent resolution ordered spread upon the Journal, as follows:

SENATE CONCURRENT RESOLUTION No. 20.

WHEREAS, The complaint throughout agricultural sections, based upon economic questions, having become general in the states of the west and southwest; and

WHEREAS, With a view to the advancement of the material interests of western agriculture and mining states, and recognizing the importance of harmonious action on the part of the states and territories within the agricultural and mining regions west of the Ohio river, and extending to the Pacific ocean; therefore be it

Resolved by the Senate (the House of Representatives concurring therein), That the Legislature of the State of Kansas hereby requests, with a view to the consideration of important commercial and economic interests, that the several states and territories lying between the Ohio river and Pacific ocean join in a commercial congress of such states and territories, to be held April 15, 1891, and in view of central location we suggest Kansas City as the place of meeting; and as a basis of representation in such proposed commercial congress, we suggest that each state name as delegates four Senators and five members of the House of Representatives and that the territories be allowed five delegates each;

Resolved, That the President of the Senate and the Speaker of the House of each of the States, shall be ex officio members of said delegation;

Resolved, That the presiding officers of each House of the several states and territories, where the Legislatures are in session, be requested to name the delegates to such convention, and where the Legislature of any state or territory is not in session, the Governor of such state or territory shall appoint the requisite number of delegates for his state or territory from the members of the Legislatures of such states or territories.

Resolved, That the Secretary of the Senate send copies of this resolution to the executive of each state and territory west of the Mississippi river, and to the following states east of said river, namely: Ohio, Indiana, Kentucky, Tennessee, Michigan, Wisconsin and Illinois, with the request that the executives of the several states or territories herein designated signify to the Governor of this state their concurrence or otherwise in the purpose of this resolution, as well as the action of their several Legislatures.

Adopted by Kansas Legislature Feb. 11, 1891.

Attest .

A. G. STACEY, *Secretary of the Senate.*

The concurrent resolution was referred to the committee on State affairs.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 17, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 71 (file No. 38), entitled

A bill to amend sections 1, 12, 27, 28 and 52 of act No. 205 of the public acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business."

Also,

House joint resolution No. 3 (file No. 1), as substituted,

Requesting the Senate and House of Representatives of the United States to propose and submit to the Legislatures of the several States an amendment to the Constitution of the United States, providing for the election of United States Senators on a general ticket by the people of each State,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

The joint resolution was read a first and second time by its title and referred to the committee on constitutional amendments.

NOTICES.

Mr. Crocker gave notice that on some future day he would ask leave to introduce

A bill to repeal the charter of the Detroit & Mt. Clemens plank road company, known as act No. 270 of the session laws of Michigan, of the year 1848.

Mr. Holcomb gave notice that on some future day he would ask leave to introduce

A bill to adopt a method of establishing interior sub-divisioned corners of sections.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the township of Billings, in Gladwin county, and to organize the township of Bentley.

Also,

A bill to re-incorporate the village of Farwell in the county of Clare.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to detach the counties of Gogebic and Ontonagon from the twelfth

judicial district of this State, and to erect said counties into a separate judicial district, to be known as the thirty-second judicial district.

Also,

A bill to provide for the incorporation of mutual provident associations of miners, framers, timbermen, landers, engineers, blacksmiths, carpenters, and all other laborers in and about iron, gold, silver, lead, copper and coal mines.

Mr. Porter gave notice that on some future day he would ask leave to introduce

A bill to amend Section 9, Act 122, of the Public Acts of 1889, entitled an act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers, and public institutions of this State, now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise and to repeal all existing laws providing for the publication and distribution of said laws, documents or reports.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to amend section 9 of Act No. 140 of the Public Acts of 1889, entitled an act to authorize the formation of corporations for acquiring, holding and selling real estate, and for the erection of buildings thereon, approved June 8, 1889.

Also,

A bill to amend section 42 of act No. 195 of the session laws of 1889, entitled "An act to provide for the assessment of property and the levying of taxes thereon, and for the collecting of taxes heretofore and hereafter levied," approved June 27, 1889.

Mr. Sharp gave notice that on some future day he would ask leave to introduce

A bill to provide for the appointment, fix the compensation, and prescribe the duties of a stenographer for the eleventh judicial circuit, and to establish a basis for the payment of his salary by the counties in said circuit.

Mr. Mugford gave notice that on some future day he would ask leave to introduce

A bill to repeal sections 18, 19 and 20, of act No. 195, of the session laws of 1889, relative to the election of the boards of review, and to prescribe their duties.

Mr. Benson gave notice that on some future day he would ask leave to introduce

A bill authorizing county boards of school examiners to issue certificates without examination in certain cases; and making teachers' certificates valid in every county of this State.

Mr. Benson gave notice that on some future day he would ask leave to introduce

A bill to secure safety in the use of local and portable steam boilers and engines, and competency in those that manage the same.

Mr. Toan gave notice that on some future day he would ask leave to introduce

A bill entitled "An act to amend section 3 of act No. 77, session laws of 1849, being an act entitled 'An act relative to the costs of proceedings in criminal cases.'"

Mr. Toan gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of act No. 72 of the session laws of 1887, entitled "An act to require prosecuting attorneys to appear and conduct criminal proceedings in the supreme court in certain cases, and to provide for the payment of extra compensation therefor."

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill making appropriations for the State board of fish commissioners for the year ending June 30, 1892, and the year ending June 30, 1893.

Also,

A bill to amend compiler's section 723 of the compiled laws of 1871, being compiler's section 762 of Howell's annotated statutes, relative to constables and their bonds.

Also,

A bill making an appropriation for the 25th annual encampment of the Grand Army of the Republic.

Also,

A bill to amend an act entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots, with the necessary connecting tracks, and the management of the same," approved June 9, 1881, by adding a new section thereto relative to the closing of streets and alleys by companies organized under said act.

Also,

A bill to regulate the powers of courts of justice in the State in relation to the trial of actions of negligence depending before them.

Also,

A bill authorizing a new charter for the city of Detroit.

Mr. Withington gave notice that on some future day he would ask leave to introduce

A bill to divide the State of Michigan into twelve congressional districts.

Mr. McCormick gave notice that on some future day he would ask leave to introduce

A bill to revise and amend the charter of the city of Ypsilanti, in Washtenaw county.

Also,

A bill to regulate the charges permitted for the use of telephones, to prescribe the duties of those operating telephones and to prescribe penalties.

Mr. Benson gave notice that on some future day he would ask leave to introduce

A bill making appropriations for the Reform School for the years 1891 and 1892.

Mr. Miller gave notice that on some future day he would ask leave to introduce

A bill to amend section 21, of act number 113, of the session laws of 1877, being an act entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting, and manufacturing iron, copper, silver, mineral coal, and other ores or minerals, and to fix the duties and liabilities of such corporations," approved May 11, 1877, as amended by act number 180, of the session laws of 1881, the same being section 4096 of Howell's statutes.

Mr. Wilcox gave notice that on some future day they would ask leave to introduce

A bill to define the relative rules of law between master and servants more clearly.

Also,

A bill to prohibit the acceptance and use of passes or free transportation by judicial officers holding office in this State from railroad companies doing business in this State, and to provide a punishment for such action.

MOTIONS AND RESOLUTIONS.

Mr. Beers offered the following resolution:

WHEREAS, While in the performance of his senatorial duties Senator Miller sustained a severe injury that compelled his unwilling absence from attendance on this body; and

WHEREAS, Appreciating his genuine worth and value as a colleague; therefore

Resolved, That we welcome his return to our midst today, rejoicing at his returning health and hoping that his recovery may be speedy and complete;

Which resolution was adopted.

Mr. Benson offered the following resolution:

WHEREAS, During our late civil war several calls were made upon the people of this State by the authorities thereof for volunteers, coupled with various offers and promises of bounty to encourage enlistments; and

WHEREAS, Our citizens nobly responded to those urgent appeals, and by their bravery upon the field and fortitude in trials and privations, won the admiration of the whole country; and

WHEREAS, It appears that a large portion of said bounties has never been paid to said volunteers; therefore, be it

Resolved, That justice to our gallant soldiers who survive, and to the wives and children of those who have passed away, demands that these sums be paid without further delay; therefore

Resolved, That the Quartermaster General, the Adjutant General, the State Treasurer and the Secretary of State, be hereby requested to give such information as belongs to their several departments pertaining to the number of men enlisted under said offers of bounties, the number to whom such bounties have been paid, the amount, if any, remaining in the treasury belonging to said bounty funds, and what causes, if any, can be shown why such bounties have not long since been paid to those suffering soldiers or their heirs.

On motion of Mr. Milnes,

The resolution was referred to the committee on military affairs.

Mr. Boughner offered the following resolution:

Resolved, That a committee of three be appointed to investigate the matter of rent received for the stores, offices, and rooms in the block owned by the State on Washington Avenue, for each year, commencing January 1, 1881, and extending to the present time, and to report thereon without delay,

Which resolution was adopted.

Mr. Horton offered the following resolution:

Resolved, That the Senate appoint a committee of three, to act with a committee of like number appointed by the House, to make all necessary arrangements for a joint session of the Senate and House to commemorate

the memories of those great warriors and patriots, General Wm. T. Sherman and Admiral David D. Porter,

Which resolution was adopted.

Mr. Withington offered the following concurrent resolution:

WHEREAS, Stevens T. Mason, the fourth governor of the Territory and the first governor of the State of Michigan died outside of the State, and his remains have since reposed in the vault of a cemetery, now near the center of the city of New York; and

WHEREAS, Governor Mason's patriotic services to the State, his tireless energy in behalf of her interests, and notably his great services in the establishment, and in defending the interests of the State University in its infancy, and in projecting the development of her mineral wealth, and in the maintenance of the integrity of her territory are inseparably connected with the history of the State of Michigan, and are a part of the foundation of her prosperity; and

WHEREAS, It is observed that the authorities of Elmwood cemetery in the city of Detroit, have tendered for the reception of the remains of Governor Mason, a beautiful lot within the limits of Detroit, but the private property of a local corporation; therefore

Resolved (the House concurring), That the Legislature of the State of Michigan deems it eminently fitting that the mortal remains of Governor Mason should rest, not only in the soil of the State he loved and served so well, but in ground of the commonwealth;

Resolved, That the representatives of his family be invited to permit his body to be interred in the grounds of the capitol, and that appropriate ground therein be appropriated to properly receive and form its last resting place;

Resolved, That a committee of the Legislature, of which committee the Governor of the State be chairman, be appointed to make known the wishes of the State to the surviving members of the family of Governor Mason, and make suitable arrangements for the reception and disposition of the remains; in accordance with this resolution.

On motion of Mr. Withington,

The concurrent resolution was referred to the committee on public buildings.

INTRODUCTION OF BILLS.

Mr. Stevens, previous notice having been given and leave being granted, introduced

Senate bill No. 85, entitled

A bill to amend sections 1 and 2 of local acts No. 364, of the year 1889, entitled, "An act to incorporate the city of Bessemer, in the county of Gogebic," approved April 10, 1889, and to add a new section to said act to be numbered section 11.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Stevens previous notice having been given and leave being granted, introduced

Senate bill No. 86, entitled

A bill to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of

said village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village.

The bill was read a first and second time by its title and referred to the committee on judiciary, and ordered printed for the use of the committee.

Mr. Crocker, previous notice not having been given, and unanimous consent being given, introduced

Senate bill No. 87, entitled

A bill to incorporate the village of Warren, in the township of Warren, Macomb county, Michigan.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Stevens, previous notice having been given and leave being granted, introduced

Senate bill No. 88, entitled

A bill to authorize the township of Ontonagon in the county of Ontonagon to borrow money to be used in building a swing bridge and approaches thereto in said township and to issue bonds therefor.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Fleshier, previous notice having been given and leave being granted, introduced

Senate bill No. 89, entitled

A bill to amend sections 2, 7, 8, 15 and 17, of Act No. 262 of the session laws of 1889, entitled "An act for the winding up of mining and manufacturing corporations whose charters have expired, and to repeal sections 12, 13 and 14 of said act No. 262."

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Prindle, previous notice having been given and leave being granted, introduced

Senate bill No. 90, entitled

A bill to amend an act entitled "An act to authorize the organization of young men's christian associations," approved March 27, 1867, being chapter 177 of Howell's statutes, by adding a new section thereto to stand as section 6.

The bill was read a first and second time by its title and referred to the committee on religious and benevolent societies.

Mr. Prindle, previous notice having been given and leave being granted, introduced

Senate bill No. 91, entitled

A bill providing for the appointment of an agent by persons and corporations upon whom legal process may be served.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Sharp, previous notice having been given and leave being granted, introduced

Senate bill No. 92, entitled

A bill making an appropriation for the support of the State Public School for the years 1891 and 1892, for making improvements at that institution and to provide a tax for the same.

The bill was read a first and second time by its title and referred to the committee on State Public School.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 93, entitled

A bill to amend sections 1 and 3 of act No. 97 of the session laws of 1889, entitled "An act to provide for an additional judge for the 17th judicial circuit and to define the duties of the judges of said circuit and to provide for the manner of conducting the business of said court," and to add another section thereto to stand as section 7.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Bastone, previous notice having been given and leave being granted, introduced

Senate bill No. 94, entitled

A bill to regulate the interest of money on account, interest on money judgments, verdicts, etc.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 95, entitled

A bill to amend section 6 of an act entitled "An act to provide for selecting and drawing jurors for the circuit court for the county of Saginaw."

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 96, entitled

A bill making appropriations for constructing two cottage colony houses, for constructing one physician's cottage, for constructing slaughter house, cold storage room, barn and hog pens, and for the purchase of a meat wagon and butchering implements, for the purchasing of additional land for the colony, for constructing a stone porch, for fire protection, and for the purchase of books and pictures for the Michigan Asylum for the Insane.

The bill was read a first and second time by its title and referred to the committee on asylums for the insane.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 97, entitled

A bill to amend sections 1 and 2 of an act to aid the University of Michigan, being compiler's section 4944 and 4945 of Howell's annotated statutes.

The bill was read a first and second time by its title, and referred to the committee on University.

Mr. Smith, previous notice having been given and leave being granted, introduced

Senate bill No. 98, entitled

A bill to repeal act No. 271 of the public acts of 1887, entitled "An act to allow the commitment and detention of female children to the House of the Good Shepherd at Detroit."

The bill was read a first and second time by its title and referred to the committee on Industrial Home for Girls.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate bill No. 99, entitled

A bill to provide that the Grand Subordinate Castle and the commanderies of the Knights of the Golden Eagle of the State of Michigan may be incorporated.

The bill was read a first and second time by its title and referred to the committee on banks and corporations and ordered printed for the use of committee.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate bill No. 100, entitled

A bill to amend section 4, of act No. 113, of the session laws of 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral coal and other ores or minerals, and to fix the duties and liabilities of such corporations," approved May 11, 1877, the same being section 4079, Howell's statutes.

The bill was read a first and second time by its title and referred to the committee on banks and corporations, and ordered printed for the use of the committee.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate bill No. 101, entitled

A bill to amend Section 21, of act No. 113, of the session laws of 1877, entitled, "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral coal and other ores or minerals," approved May 11, 1877, as amended by act No. 180, of the session laws of 1881, the same being section 4096 of Howell's statutes.

The bill was read a first and second time by its title, and referred to the committee on banks and corporations and ordered printed for the use of the committee.

Mr. Toan, previous notice having been given and leave being granted, introduced

Senate bill No. 102, entitled

A bill to amend sections 1, 7, and 9, of act 140 of the session laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," and to add two new sections thereto, to be numbered and known as sections 13 and 14.

The bill was read a first and a second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Boughner, previous notice not having been given and unanimous consent being given, introduced

Senate bill No. 103, entitled

A bill to prohibit any company, syndicate, trust, or combination formed, or that may be hereafter formed for the purpose of maintaining or increasing the price of any commodity or product, useful or otherwise, for sale in the State of Michigan, from doing business in said State and to define the penalties for its violation.

The bill was read a first and second time by its title and referred to

the committee on judiciary and ordered printed for the use of the committee.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No 104, entitled

A bill to detach certain territory from the townships of Grand Rapids, Paris, Wyoming and Walker, in the county of Kent, and to annex the same to the city of Grand Rapids.

The bill was read a first and second time by its title and referred to the committee on cities and villages, and ordered printed for the use of the committee.

Mr. Wisner, previous notice not having been given and unanimous consent being given, by request introduced

Senate bill No. 105, entitled

A bill to amend section 21 of act No. 80 of the laws of 1883, approved May 10, 1883, relative to the formation of companies for running, booming and rafting logs.

The bill was read a first and second time by its title and referred to the committee on judiciary, and ordered printed for the use of the committee.

Mr. Doran, previous notice not having been given and unanimous consent being given, introduced

Senate bill No. 106, entitled

A bill to amend section sixty-five of "An act to provide for the assessment of property and the levy and collection of taxes thereon," passed by the Legislature of the State of Michigan at its special session held March 14, 1882, the same being act No. 6 of the session laws of 1882.

The bill was read a first and second time by its title and referred to the select committee on taxation.

GENERAL ORDER.

On motion of Mr. Withington,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Mugford to the chair.

After some time spent therein, the committee rose, and, through their chairman, reported progress and asked leave to sit again.

The President announced the following:

Lansing, February 16, 1891.

By authority given me by resolution offered by Senator Wisner to appoint a committee of three to investigate the expenses of the Attorney General's office during the year 1890,

I hereby appoint Messrs. Wisner, Smith and Morse as such committee.

JOHN STRONG,

President of the Senate.

On motion of Mr. Doran,

The Senate adjourned.

Lansing, Wednesday, February 18, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. P. Peaker.

Roll called: a quorum present.

Mr. Milnes rose to a question of privilege, in reference to a publication in the Detroit Evening News of date February 17, which publication purported to be a report of the Senate committee on State Public School, in reference to the late investigation of the management of that institution.

The publication referred to having been read by the Secretary,

Mr. Milnes announced that as a member of the committee, he disclaimed the committee's responsibility for any such report.

He also stated that there had as yet been no meeting or conference by the committee on the subject of a report upon said investigation.

Mr. Sharp said that as chairman of the committee he deeply regretted the publication and disclaimed any responsibility for its appearing over his signature as chairman of the committee. The report referred to by the article in question, he stated, was published without his consent, express or implied, and obtained from him under promise that it was not to be used for publication, and that no deductions were to be drawn therefrom for that purpose. He further stated that the report published was merely his individual draft of a report which had not yet been submitted to the committee.

PRESENTATION OF PETITIONS.

No. 87. By Mr. Wilkinson: Petition of residents of Resort township, Charlevoix county, asking the detaching of said township from Charlevoix county and attaching the same to Emmet county.

Referred to the committee on counties and townships.

On motion of Mr. Wilkinson,

The petition was ordered spread at large on the Journal as follows:

To the Honorable, the Senate and House of Representatives of the State of Michigan:

GENTLEMEN—We, the undersigned, resident taxpayers of the township of Resort, Charlevoix county, Michigan, do most respectfully petition that your honorable body will detach the said township of Resort, consisting of sections 23 and 24; also fractional sections 21, 22, 25, 26, 27, 35 and 36 of range 34 north and 6 west; also fractional sections 1, 2 and 12 of range 33 north and 6 west; also fractional section 31 of range 34 north and 5 west; also fractional sections 6 and 7 of range 33 north and 5 west, from said county of Charlevoix and attach the same to Emmet county for the following reasons:

1st. Almost the entire business interests of said township of Resort are centered in Petoskey, Emmet county;

2d. About nine-elevenths of the boundary line of said township of Resort within said county of Charlevoix is water, (commonly known as Bear Lake) therefore practically prohibiting traffic, and interfering with official business in said county;

3d. All of the principal highways of the said township of Resort, lead northward into Emmet county;

4th. The said county of Charlevoix, did, at the last annual township meeting, refuse by vote to bridge said Bear Lake;

5th. The said township of Resort contains less than nine sections of land, and its assessed valuation is about one-sixty-fourth of that of said county of Charlevoix, so that the loss financially to Charlevoix county would be almost imperceptible.

SIDNEY S. SHEPARD, *Township Clerk*,
JOHN B. WILLIAMS, *Supervisor*,

And 60 others.

No. 88. By Mr. Wilkinson.

Petition of R. T. Edwards and 135 other citizens of Antrim county, opposing the repeal of laws preventing the hunting of deer with hounds.

Referred to the committee on fisheries.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal as follows:

To the Senate and House of Representatives of Michigan:

We, the undersigned, citizens of Antrim county, and without distinction of party, ask leave to represent to your honorable body that,

WHEREAS, It is proposed so to change the statutes of this State as to permit the hounding of deer, and we, having noted with concern the almost complete extermination of these animals within our borders, where they were abundant eight or ten years ago, we are moved to request that the said statutes forbidding the use of dogs in the pursuit of deer, be maintained in full force.

No. 89. By Mr. Wheeler: Petition of E. P. Case Post, G. A. R., of Benzonia, Michigan, asking for an appropriation of money for a national G. A. R. encampment at Detroit.

Referred to committee on military affairs.

No. 90. By Mr. Milnes: Resolutions of the board of supervisors of Branch county asking for the repeal of the sparrow bounty law.

Referred to the committee on fisheries.

No. 91. By Mr. Milnes: Petition of Patrons of Industry Association No. 1482, opposing an appropriation for a national G. A. R. encampment at Detroit.

Referred to the committee on military affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on fisheries:

The committee on fisheries to whom was referred

Senate bill No. 53, entitled

A bill to set apart certain swamp lands in Wild Fowl bay in township 16 north, range 9 east, in the county of Huron, in this State, for public shooting grounds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER E. PARK, *Chairman*.

Report accepted.

On motion of Mr. Bastone,

The bill was re-referred to the committee on fisheries and on judiciary jointly and was ordered printed.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 189, entitled

A bill to reincorporate the village of Oxford in the county of Oakland, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

Senate bill No. 87, entitled

A bill to incorporate the village of Warren in the township of Warren, in the county of Macomb, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendment made to the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations to whom was referred

House bill No 78 (file No. 7), entitled

A bill making an appropriation for the Michigan Pioneer and Historical society for the years 1891 and 1892,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER GILBERT, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on banks and corporations:

The committee on banks and corporations to whom was referred

Senate bill No. 48, entitled

A bill to provide for the incorporation of the supreme temple, grand temple and primary societies of The Legion of the Cross, and to define their objects and prescribe their powers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in, to wit: By striking out the words, "which library shall be exempt from taxation," and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Benson,

The Senate concurred in the amendment made to the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and corporations:

The committee on banks and corporations, to whom was referred

House bill No. 71 (file No. 38), entitled

A bill to amend sections 1, 12, 27, 38 and 52 of act No. 205, of the public acts of 1887, entitled "An act to revise the laws authorizing the business of banking, and to establish a banking department for the supervision of such business,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on claims and public accounts:

The committee on claims and public accounts to whom was referred

Senate joint resolution No. 2, entitled

A joint resolution for the relief of Joseph Schefneker for money due him for services and expenses in recruiting for the 14th regiment, volunteer infantry,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone
Benson
Beers
Crocker

Mr. Horton
McCormick
Miller
Milnes

Mr. Prindle
Sabin
Sharp
Smith

Mr. Toan
Weiss
Wheeler
Wilkinson

Mr. Garvelink	Mr. Morse	Mr. Stevens	Mr. Withington
Gilbert	Mugford	Taylor	Wisner
Holcomb	Park		

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NAYS.

Mr. Boughner	Mr. Wilcox	
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Title and preamble agreed to.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE, MICHIGAN, }
 February 18, 1891. }

To the President of the Senate:

SIR—I have received from the Secretary of State of the United States a certified copy of an act of Congress, approved February 7, 1891, entitled "An act making an apportionment of representatives in congress among the several states under the eleventh census."

A copy of the same is herewith submitted for the consideration of the Senate.

EDWIN B. WINANS, *Governor.*

The communication was received and referred to the select committee on apportionment.

The act was ordered spread on the Journal as follows:

AN ACT making an apportionment of representatives in Congress among the several states under the eleventh census.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That after the third of March, 1893, the House of Representatives shall be composed of 356 members to be apportioned among the several states as follows:

Alabama	9	Montana	1
Arkansas	6	Nebraska	6
California	7	Nevada	1
Colorado	2	New Hampshire	2
Connecticut	4	New Jersey	8
Delaware	1	New York	34
Florida	2	North Carolina	9
Georgia	11	North Dakota	1
Idaho	1	Ohio	21
Illinois	22	Oregon	2
Indiana	13	Pennsylvania	30
Iowa	11	Rhode Island	2
Kansas	8	South Carolina	7
Kentucky	11	South Dakota	2
Louisiana	6	Tennessee	10
Maine	4	Texas	13
Maryland	6	Vermont	2
Massachusetts	13	Virginia	10
Michigan	12	Washington	2
Minnesota	7	West Virginia	4
Mississippi	7	Wisconsin	10
Missouri	15	Wyoming	1

Sec. 2. That whenever a new State is admitted to the Union the representative or representatives assigned to it shall be in addition to the number 356.

Sec. 3. That in each State entitled under this apportionment the number to which such State may be entitled in the fifty-third and each subsequent Congress shall be elected by districts composed of contiguous territory and containing as nearly as practicable an equal number of inhabitants. The said districts shall be equal to the number of representatives to which such state may be entitled in Congress, no one district electing more than one representative.

SEC. 4. That in case of an increase in the number of representatives which may be given to any state under this apportionment, such additional representative or representatives shall be elected by the state at large, and the other representatives by the districts now prescribed by law until the legislature of such state in the manner herein prescribed shall redistrict such state, and if there be no increase in the number of representatives from a state the representatives thereof shall be elected from the districts now prescribed by law until such state be redistricted as herein prescribed by the legislature of said state.

SEC. 5. That all acts and parts of acts inconsistent with this act are hereby repealed.

Approved February 7, 1891.

NOTICES. *

Mr. Crocker gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 270 of the session laws of 1848, entitled "An act to incorporate the Detroit & Mt. Clemens Plank Road Company," approved April 3, 1848, by adding two new sections thereto.

Also,

A bill to amend act No. 251 of the session laws of 1848, and acts amendatory thereto, entitled "An act to incorporate the Detroit & Erin Plank Road Company," approved April 3, 1848, and acts amendatory thereto, by adding two new sections thereto, to be known as sections 8 and 9.

Also,

A bill to provide for the division of the State into twelve congressional districts.

Mr. Wheeler gave notice that on some future day he would ask leave to introduce

A bill to extend the corporate limits of the village of Manton.

Also,

A bill to incorporate the village of Benzonia, in the county of Benzie.

Mr. Taylor gave notice that on some future day he would ask leave to introduce

A bill to make an appropriation for the support of the State Agricultural College, for the erection and repair of buildings, and other improvements at said College.

Also,

A bill giving the assent of the State of Michigan to the grant of moneys from the United States by act of Congress, approved August 30, 1890, being an act to apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit

of agriculture and the mechanic arts, established under the provisions of an act of Congress, approved July 2, 1862.

Mr. Bastone gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to incorporate the village of Vassar, in the county of Tuscola," amended by act 343 of the local acts of 1885.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill to incorporate the city of St. Louis, in Gratiot county, Michigan.

Mr. Boughner gave notice that on some future day he would ask leave to introduce

A bill to establish a department of stationery and supplies for the purpose of supplying the State departments and institutions with such articles from one central head and supervision, and to provide for proper inspection of goods received.

Also,

A bill to amend sections 1, 2 and 4 of act 163 of the session laws of 1851, entitled "An act to provide for letting to contract the furnishing of fuel and stationery for the use of the State, and also the State printing and binding," as amended by act 61 of the session laws of 1873, being sections 346, 347 and 349 of Howell's annotated statutes as amended by act No. 203 of the session laws of 1889, and to repeal all acts and parts of acts controvening the provisions of such act.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to authorize the incorporation of Deutscher Landweht Unterstuetz Zings Verein of Michigan.

Mr. Milnes gave notice that on some future day he would ask leave to introduce

A bill to provide for the incorporation of camps of Sons of Veterans.

Also,

A bill to provide that the city of Coldwater may erect and maintain an electric light plant for the lighting of said city.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill to divide the State into 32 senatorial districts.

MOTIONS AND RESOLUTIONS.

Mr. Benson offered the following concurrent resolution:

WHEREAS, Death, always busy in laying low the true and noble, and at this time unusually active in causing our nation's halls to be draped in mourning, has again come near unto us, this time snatching away the highest and most distinguished living representative of our navy, as, but two days since, we met to deplore with heads bowed in grief the loss of his revered brother and companion in arms, with whom he wrought so nobly and disinterestedly for the integrity of the union in the terrible years of our civil war; and

WHEREAS, In the departure from this life of David Dixon Porter, although he leaves us full of years and honors, we recognize a personal, as well as a national bereavement, but faintly shown by the stars and stripes surmounted and flanked by the sable colors of death. The indomitable and invincible hero! Inheritor of the valor of five generations of naval war-

rriors, who signalized their devotion to their country in the Colonial wars, in the struggle of the Revolution, in the war of 1812, in the war with Mexico, and crowned by the late achievements of the greatest of them all—the foster brother of Farragut, and enthusiastic co-worker with him in the terrible naval duels which opened up a new and wonderful era in offensive warfare, and did much towards solving the problem of reducing the confederate strongholds along the Atlantic, the Gulf of Mexico, and the Mississippi and her great tributaries; therefore, be it

Resolved (the House of Representatives concurring), That we hereby give expression to our profound sense of the obligations of this nation and people, collectively and individually, to the great admiral, in peace unobtrusive and irreproachable, vigilant and unconquerable in war; and be it further

Resolved, That, as in war they fought side by side for one object, their country's deliverance, in after years they lived as friends and neighbors, and in death they were scarcely divided, we hereby agree to appoint and set apart the same time and place for the holding of suitable memorial services in honor of our illustrious dead, General William Tecumseh Sherman and Admiral David Dixon Porter,

The question being on the adoption of the concurrent resolution, The resolution was unanimously adopted by a rising vote.

Mr. Miller offered the following resolution:

Resolved, That the secretary of the Senate be and is hereby authorized to order 100 additional copies of the daily Journal for the use of the Senate until otherwise ordered;

Which resolution was adopted.

Mr. Withington offered the following resolution:

Resolved, That the committee on supplies and expenses be authorized to procure for the use of the committees a type writing machine and necessary supplies for use therewith;

Which resolution was adopted.

Mr. Wisner offered the following resolution:

WHEREAS, There has arisen differences of opinion among lawyers and Senators in relation to the construction of the law in reference to the pay of visiting and investigating committees to the various State institutions; and

WHEREAS, A bill has been introduced in the Senate to amend the law, so as to clearly define the question for the future, so that no controversy can arise hereafter, but grave doubts are entertained as to the effect an amendment to the law may have upon services already performed; therefore

Resolved, That the pay of visiting and investigating committees be fixed for the present session for the Senate at the sum of six cents per mile going and returning from said institutions, and the sum of \$3.00 per day for actual expenses.

Mr. Withington moved that the resolution do lie on the table;

Which motion did not prevail, the Senators voting thereon by yeas and nays as follows:

YEAS.

Mr. Bastone
Boughner
Brown
Doran

Mr. Garvelink
Holcomb
Horton

Mr. McCormick
Prindle
Smith

Mr. Wilcox
Wilkinson
Withington

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NAYS.

Mr. Benson	Mr. Morse	Mr. Sabin	Mr. Toan
Crocker	Mugford	Sharp	Weiss
Fleishem	Park	Stevens	Wheeler
Gilbert	Porter	Taylor	Wisner
Miller			

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Mr. Doran moved to amend the resolution by inserting after the word "Senate" where it occurs the words "at the actual expenses and railroad fare paid out in," and by striking out the words "at the sum of six cents per mile" and also the words "and the sum of three dollars per day for actual expenses;"

Which amendment did not prevail, the Senators voting thereon by yeas and nays as follows:

YEAS.

Mr. Beers	Mr. Doran	Mr. Smith	Mr. Wilcox.
Brown			

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NAYS.

Mr. Bastone	Mr. Holcomb	Mr. Park	Mr. Taylor
Benson	Horton	Porter	Toan
Boughner	McCormick	Prindle	Weiss
Crocker	Miller	Sabin	Wheeler
Fleishem	Morse	Sharp	Withington
Garvelink	Mugford	Stevens	Wisner
Gilbert			

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The question then being on the adoption of the resolution,

The resolution was adopted, the Senators voting therefor by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Holcomb	Mr. Porter	Mr. Toan
Benson	Horton	Prindle	Weiss
Crocker	Miller	Sabin	Wheeler
Fleishem	Morse	Sharp	Withington
Garvelink	Mugford	Stevens	Wisner
Gilbert	Park	Taylor	

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NAYS.

Mr. Beers	Mr. Brown	Mr. McCormick	Mr. Wilcox
Boughner	Doran	Smith	

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INTRODUCTION OF BILLS.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate Bill No. 107, entitled

A bill to amend an act entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots,

with the necessary connecting tracks, and the management of the same," approved June 9, 1881, by adding a new section thereto relative to the closing of streets and alleys by companies organized under said act.

The bill was read a first and second time by its title and referred to the committee on banks and corporations, and ordered printed for the use of the committee.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate Bill No. 108, entitled

A bill making appropriations for the State Board of Fish Commissioners for the year ending June 30, 1892, and the year ending June 30, 1893.

The bill was read a first and second time by its title and referred to the committee on fisheries, and ordered printed for the use of the committee.

Mr. Toan, previous notice having been given and leave being granted introduced

Senate bill No. 109, entitled

A bill to amend section 1 of act No. 72 of the session laws of 1887, entitled "An act to require prosecuting attorneys to appear and conduct criminal proceedings in the supreme court in certain cases, and to provide for the payment of extra compensation therefor," approved April 15, 1887.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Stevens, previous notice having been given and leave being granted, introduced

Senate bill No. 110, entitled

A bill to provide for the incorporation of mutual provident associations of miners, framers, timbermen, landers, engineers, blacksmiths, carpenters and all other laborers in and about iron, gold, silver, lead, copper and coal mines.

The bill was read a first and second time by its title and referred to the committee on banks and corporations and ordered printed for the use of the committee.

Mr. Stevens, previous notice having been given and leave being granted, introduced

Senate bill No. 111, entitled

A bill to detach the counties of Gogebic and Ontonagon from the twelfth judicial district of this State, and to erect said counties into a separate judicial district, to be known as the thirty-second judicial district.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Prindle, previous notice having been given and leave being granted, introduced

Senate bill No. 112, entitled

A bill to reincorporate the village of Farwell, in the county of Clare.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Prindle, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 4, entitled

A joint resolution to amend section 1 of article 6 of the constitution of the State of Michigan relative to the judicial department.

The joint resolution was read a first and second time by its title and referred to the committee on constitutional amendments.

Mr. Prindle, previous notice having been given and leave being granted, introduced

Senate bill No. 113, entitled

A bill to divide the State of Michigan into judicial districts, to create appellate courts therein and to confer upon circuit judges sitting together certain appellate jurisdiction, including the power to hear and determine motions for rehearings and new trials in certain cases.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Prindle, previous notice having been given, and leave being granted, introduced

Senate bill No. 114, entitled

A bill to detach certain territory from the township of Billings in the county of Gladwin, State of Michigan, and to organize the township of Bentley in said county.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Wilcox, previous notice having been given, and leave being granted, introduced

Senate Bill No. 115, entitled

A bill to prohibit the acceptance and use of passes or free transportation by judicial officers holding office in this State from railroad companies doing business in this State, and to provide a punishment for such action.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Gilbert, previous notice having been given and leave being granted, introduced

Senate bill No. 116, entitled

A bill to provide for the laying out of a State road in Arenac county, Michigan, to be known as the Standish and Maple Ridge State road.

The bill was read a first and second time by its title and referred to the committee on roads and bridges, and ordered printed for the use of the committee.

Mr. Wilcox, previous notice having been given and leave being granted, introduced

Senate bill No. 117, entitled

A bill to define the relative rules of law between master and servant more clearly.

The bill was read a first and second time by its title and referred to the committee on judiciary, and ordered printed for the use of the committee.

Mr. Toan, previous notice having been given and leave being granted, introduced

Senate bill No. 118, entitled

A bill to amend section 3 of act No. 77, of the session laws of 1849, being an act entitled "An act relative to the costs of proceedings in criminal cases," approved March 13, 1849, being section 7490 of the compiled laws of 1871 as amended by act 213, session laws of 1879, being compiler's section 9065 of Howell's annotated statutes as amended by act 180 of the public acts of 1887.

The bill was read a first and second time by its title and referred to the committee on judiciary, and ordered printed for the use of the committee.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 119, entitled

A bill to amend an act entitled "An act to provide for the incorporation of mutual fire insurance companies and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94, of the session laws of 1871, approved April 12, 1871," approved April 15, 1873, by adding a new section thereto to stand as section 23.

The bill was read a first and second time by its title and referred to the committee on insurance, and ordered printed for the use of the committee.

Mr. Benson, previous notice having been given and leave being granted, introduced

Senate bill No. 120, entitled

A bill authorizing county boards of school examiners to issue certificates without examination in certain cases, and making teachers' certificates valid in every county of this State.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Benson, previous notice having been given and leave being granted, introduced

Senate bill No. 121, entitled

A bill to secure safety in the use of local and portable steam boilers and engines, and competency in those that manage the same.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Sharp, previous notice having been given and leave being granted, introduced

Senate bill No. 122, entitled

A bill to provide for the appointment, fix the compensation, and prescribe the duties of a stenographer for the eleventh judicial circuit, and to establish a basis for the payment of his salary by the counties in said circuit.

The bill was read a first and second by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Benson, previous notice having been given and leave being granted, introduced

Senate bill No. 123, entitled

A bill making appropriations for the Reform School for the years 1891 and 1892.

The bill was read a first and second time by its title and referred to the committee on Reform School.

Mr. Smith, previous notice having been given and leave being granted, introduced

Senate bill No. 124, entitled

A bill to regulate the rental allowed for the use of telephones and fixing a penalty for its violation.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Crocker, previous notice having been given and leave being granted, introduced

Senate bill No. 125, entitled

A bill to prevent the receiving of presents of more than five dollars in value, by wardens and keepers of the State Prison and State House of Correction.

The bill was read a first and second time by its title and referred to

the committee on judiciary and ordered printed for the use of the committee.

Mr. Crocker, previous notice having been given and leave being granted, introduced

Senate bill No. 126, entitled

A bill to repeal act No. 270 of the session laws of 1848, being an act approved April 3, 1848, and entitled "An act to incorporate the Detroit and Mt. Clemens plank road company."

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Crocker, previous notice having been given and leave being granted, introduced

Senate bill No. 127, entitled

A bill to repeal the charter of the Detroit and Erin plank road company, approved April 3, 1848, and being act No. 251 of the session laws of Michigan for the year 1848, and entitled "An act to incorporate the Detroit and Erin plank road company."

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Crocker, previous notice having been given and leave being granted, introduced

Senate bill No. 128, entitled

A bill to prescribe the duties and compensation of the stenographer of the 16th judicial circuit of Michigan.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Crocker,

Was laid on the table.

Mr. Gilbert, previous notice having been given and leave being granted, introduced

Senate bill No. 129, entitled

A bill making an appropriation to aid in suitably providing for the 25th national encampment of the G. A. R. to be held in Michigan.

The bill was read a first and second time by its title and referred to the committee on military affairs and ordered printed for the use of the committee.

Mr. Morse, previous notice having been given and leave being granted, introduced

Senate bill No. 130, entitled

A bill to amend sections 2, 3 and 5, of act No. 45, of local acts of 1889, entitled "An act to incorporate the public schools of the township of Hillman, Montmorency county."

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 131, entitled

A bill to amend section 9, of act No. 140, of the public acts of 1889, entitled "An act to authorize the formation of corporations for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon," approved June 8, 1889.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Doran previous notice having been given, and leave being granted, introduced

Senate bill No. 132, entitled

A bill to amend section 42 of act No. 195 of the session laws of 1889, entitled "An act to provide for the assessment of property and the levying of taxes thereon, and for the collecting of taxes heretofore and hereafter levied," approved June 27, 1889.

The bill was read a first and second time by its title and referred to the select committee on taxation.

Mr. Porter, previous notice having been given and leave being granted, introduced

Senate bill No. 133, entitled

A bill to amend section 9, Act 122, of public acts of 1889, entitled an act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers, and public institutions of this State, now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise and to repeal all existing laws providing for the publication and distribution of said laws, documents or reports.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Bastone, previous notice not having been given, and unanimous consent being given, introduced

Senate Bill No. 134, entitled

A bill to regulate the uniformity of and to provide text books in all public schools throughout the State and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on education and public schools, and ordered printed for the use of the committee.

Mr. Milnes, previous notice not having been given and unanimous consent being given, introduced

Senate bill No. 135, entitled

A bill to provide for the protection of certain fur bearing animals in the State of Michigan, and to prohibit the catching and killing of the same during certain seasons, and to provide a penalty for the violation of the same.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Stevens, previous notice not having been given, and unanimous consent being given, introduced

Senate bill No. 136, entitled

A bill to authorize the county of Ontonagon to borrow money to be used in the payment of outstanding orders of said county and to issue bonds therefor.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

On motion of Mr. Holcomb,

Senate bill No. 70, entitled

A bill to amend act No. 300 of the session laws of 1881, entitled "An act to incorporate the village of Gaylord, in the county of Otsego," by adding one section thereto, to stand as section 5,

Was ordered printed for the use of the committee on cities and villages.

The President announced the following communication from the chief clerk of Senate committees:

By virtue of my appointment as chief clerk of Senate committees, I hereby recommend the assignment of clerks to the various committees who have not clerks already assigned, as follows:

Thomas Farrell, to committees on *cities and villages*, asylums for the insane, Agricultural College, agricultural interests, Asylum for Criminal Insane, and banks and corporations.

O. S. Ryerse to committees on *finance and appropriations*, claims and public accounts, constitutional amendments, executive business, federal relations, geological survey, horticulture, House of Correction Marquette, immigration, Industrial Home for Girls, select committee on taxation.

James J. David to committees on *State affairs, supplies and expenses*, institution for the Deaf and Dumb, liquor traffic, lumber interests, mechanical interests, military affairs, Mining School and mining interests, Normal School, and printing.

John F. Gudenau, to committees on *education, and public schools, insurance and labor*, engrossment and enrollment, public buildings, public health, public improvements, public lands, Reform School, Reformatory at Ionia.

Stephen Simms, to committees on *counties and townships, roads and bridges*, religious and benevolent societies, rules and joint rules, saline interests, School for the Blind and Soldiers' Home.

F. S. Isham, to committees on *railroads, fisheries*, State library, State Prison, State Public School and University.

JOHN O'GORMAN, *Chief Clerk of Committees.*

Unanimous consent being given

Mr. Milnes offered the following memorial:

No. 93. By Mr. Milnes: Memorial of A. C. Waterman of Athens, Michigan, against the incorporation of the village of Athens.

Referred to committee on cities and villages.

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Bastone to the chair.

After some time spent therein the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 20 (file No. 11), entitled

A bill to amend Sec. 5 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within the State," approved June 8, 1881,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be re-referred to the committee on roads and bridges.

II.

Also,

Senate bill No. 40 (file No. 15), entitled

A bill to amend the session laws of 1877, being compiler's sections 2221 and 2222 of Howell's annotated statutes of Michigan, relative to the hunting of game and the cutting of bee trees on the inclosed lands of others;

Also,

Senate bill No. 32 (file No. 26), entitled

A bill to secure to women citizens, who are otherwise qualified, the right to vote in school, village, city and other municipal elections.

Have directed their chairman to report progress and ask leave to sit again.

III.

Also,

Senate bill No. 47, entitled

A bill making an appropriation for the unpaid portion of salaries of circuit judges,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

JOHN BASTONE, *Chairman.*

Report accepted.

On motion of Mr. Bastone,

The Senate concurred in the recommendation of the committee as to the first named bill.

On motion of Mr. Bastone,

The Senate granted leave for a further consideration of the second named bills by the committee of the whole.

The third named bill was placed upon the order of third reading of bills.

The President announced the following:

SENATE CHAMBER, }
Lansing, February 18, 1891. }

By authority granted me by the Senate to appoint a committee of three to investigate the matter of rent received for the stores, offices and rooms in the block owned by the State in the city of Lansing,

I hereby appoint as such committee Messrs. Boughner, Gilbert and Weiss.

Also the following:

SENATE CHAMBER, }
Lansing, February 18, 1891. }

By authority granted me by the Senate to appoint a committee of three, to act with a committee of like number appointed by the House, to make all necessary arrangements for a joint session of the Senate and House to commemorate the memories of those great warriors and patriots, General W. T. Sherman and Admiral David D. Porter, I hereby appoint as such committee Messrs. Horton, Crocker, and Beers.

On motion of Mr. Weiss,

The Senate adjourned.

Lansing, Thursday, February 19, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

On motion of Mr. Brown,

The members of the committee on Asylum for the Criminal Insane were excused for 30 minutes.

PRESENTATION OF PETITIONS.

No. 94. By Mr. Wilkinson: Petition of the directors of the Antrim county agricultural society asking that section No. 2298 of Howell's annotated statutes be amended by striking out the last two lines of said section.

Referred to the committee on agricultural interests.

No. 95. By Mr. Wilkinson: Petition of J. A. Cary and 115 other citizens of Charlevoix county opposing the repeal of laws prohibiting the hunting of deer with hounds.

Referred to the committee on fisheries.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 66, entitled

A bill to amend section 40, of chapter 84, of the revised statutes of 1846, as amended by section 39 of chapter 170, of the compiled laws of 1871 being compiler's section 4772, relative to evidence in divorce cases, being compiler's section 6260 of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 45, entitled

A bill to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this State for the purpose of driving, sorting, holding and delivering logs thereon,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 59 (file No. 24), entitled

A bill to regulate the conduct of judicial officers in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

recommendation, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 68, entitled

A bill to amend sections 2 and 3 of act No. 39, of the session laws of 1885, entitled "An act to regulate the employment of children, young persons and women in certain cases,"

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

C. W. WISNER, *Chairman.*

Report accepted and the bill was ordered printed.

By the committee on State Normal School:

The committee on State Normal School, after a careful examination of the institution and a study of its management, beg to submit the following brief statement of its observations:

It finds that its material welfare has been diligently attended to, its buildings well cared for, its business management conducted with commendable zeal and economy. The needs and conveniences of the pupils are admirably served by the present buildings. In brief the school is splendidly equipped for its work. When it is considered that its equipment is reinforced by judicious, zealous management, the State may feel a just satisfaction in this department of its educational work.

This is peculiarly an institution of State character, its work and results being confined almost exclusively to the State. Of the 1,200 students who are under its tutelage, ninety-nine per cent are Michigan's sons and daughters. Of this number 860 are enrolled at the normal department proper, the remaining number being in the preparatory classes. The record of the graduates of the school shows that the vast majority of them enlist themselves in the work of education in this State; and many of them have become leaders among the foremost educators of the day, so the school accomplishes a two-fold purpose, in that it also builds up a force of workers that strengthen our common school system, which is at once the pride and anxiety of the State. Looking at the broad scope of the school, it is satisfying to know that the painstaking and efficient management of the school is given such earnest cooperation by the pupils.

A bill is now pending in the Senate, which is designed to furnish the only improvement, though it is a pressing one, needed. This is a bill to provide suitable closets and necessary sewerage connections for the same. This is an imperative sanitary necessity and the committee earnestly recommends the passage of the bill.

The committee has one further recommendation to make, based upon present and future necessity. The school has at present all told only 5½ acres of ground. Aside from the inadequacy of the grounds, there would seem to be especial prudence in acquiring additional adjoining ground which is offered on especially advantageous terms. A tract of between 4 and 5 acres adjoining is owned by an estate which desires to sell, in order that the estate may be settled. The price fixed is reasonable, and we are

informed that the city of Ypsilanti agrees to pay half the purchase money. This would necessitate an appropriation of between \$4,000 and \$5,000. It would, in the opinion of the committee, be a prudent piece of economy to make this purchase.

All of which is respectfully submitted.

AUGUSTIN C. McCORMICK, *Chairman.*

Report accepted.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

Senate bill No. 77 (file No. 19), entitled

A bill to prevent the spreading and cause the destruction of milkweed in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

E. T. MUGFORD, *Chairman.*

The bill was referred to the committee of the whole, and placed on the general order.

By committee on roads and bridges:

The committee on roads and bridges to whom was referred

Senate bill No. 20 (file No. 17), entitled

A bill to amend section 5 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," approved June 8, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto as follows, recommending that the amendment be concurred in:

SECTION 1. The People of the State of Michigan enact that section 5 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within the State," approved June 8, 1881, be and the same is hereby amended so as to read as follows: And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Holcomb,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

REPORTS OF SELECT COMMITTEES.

The select committee appointed to ascertain the amounts of money paid to outside attorneys during the year 1890 for assisting the Attorney General in State legal business, made the following report:

To the Honorable the Senate of the State of Michigan:

We, the undersigned committee, appointed by the President of your honorable body, by virtue of a resolution passed on the 13th day of February, 1891, "to ascertain and report to the Senate the amount of money paid to outside attorneys during the year 1890 to assist the Attorney General," would respectfully report: That we have examined and ascertained the amount of money allowed and the bills audited by Board of State Auditors during the said year 1890; and that we find that the amount allowed and paid outside attorneys to do the work of the Attorney General, during the year 1890 for fees, is \$9,546.80, and the amount allowed and paid out for the expenses of said outside attorneys, during the period aforesaid, is \$1,154.53, making a total amount allowed by the Board of State Auditors for fees and expenses for such attorneys for the year 1890, \$10,701.33.

(The above is exclusive of the amount allowed prosecuting attorneys.)

Your committee further find that the usual rate paid to such attorneys has been from \$20 to \$25 per day and expenses. In some cases \$50 per day and expenses have been allowed. In other cases your committee are unable to tell from the bills rendered and audited what the rate per diem was; but judging from the size of the bill and dates given, conclude the amount paid must have been from \$50 to \$100 per day.

Your committee further find and report that a good per cent of the above amount that is given as expenses includes stenographer's fees, quite a per cent of which was at the rate of \$5 per day.

We would further report that large sums of money have been expended for outside help by some of the State institutions of the State of Michigan, but as such bills are paid by the local boards, out of State moneys, your committee have been unable to ascertain the amount so expended. We have ascertained, however, but without the exact date, and report that in addition to the above amounts expended through the Board of State Auditors, there was paid out by the board of managers of the State House of Correction and Reformatory at Ionia, to Smith & Stevens and Eggleston & McBride, et al., attorneys in the case of Chris. Johnson vs. Erwin C. Watkins, warden for the State House of Correction and Reformatory at Ionia, the sum of \$2,500 for services, and the sum of \$279.51 for expenses; said sums making a total of \$2,779.51 attorney fees and expenses in the case of Chris. Johnson vs. Erwin C. Watkins; which said sum, together with the sum allowed by the Board of State Auditors, as ascertained by us, make the following:

Total paid out to outside attorneys for attorney fees, to assist the Attorney General, or to do the work that belongs to that department	\$12,046 80
For expenses for such attorneys	1,434 04
Total fees and expenses allowed and paid out to outside attorneys	\$13,480 84

This does not embrace the entire expense for 1890, but it is as near as your committee can get to the amount without making expense to the State for traveling fees and hotel bills.

Schedules of said several amounts of attorney fees and expense accounts

are hereto attached and made a part of this report, and reference is made thereto for greater certainty.

Respectfully submitted,

C. W. WISNER,
FRANK SMITH,
B. C. MORSE.

No. 1.

To Moses Taggart:

Cases vs. the Board of Supervisors of Midland and Allegan counties.

Services	\$95 00
Expenses	9 35
Total	<hr/> \$104 35

Allowed by the Board of State Auditors Jan. 29, 1890.

No. 2.

To Atkinson, Carpenter, Brooks & Haigh:

State of Michigan vs. D., G. H. & M. R. R. Co., and Wellman vs. Chicago & Grand Trunk. Preparing briefs and argument before the Supreme Court as per agreement with the Commissioner of Railroads and Attorney General.

Fees	\$500 00
Expenses	53 60
Total	<hr/> \$553 60

Allowed by the Board of State Auditors Feb. 26, 1890.

No. 3.

To Moses Taggart:

Services in railroad cases. Usual rates \$20 per day in office, \$25 a day and expenses when away from home.

Total services to date	\$1,645 00
Disbursements in the above case	140 99
Total	<hr/> \$1,785 99

Allowed by Board of State Auditors March 31, 1890.

No. 4.

To Butterfield & Keeney:

On State cases. Usual fees \$25 per day and expenses.

Services	\$500 00
Expenses	40 99
Total	<hr/> \$540 99

Allowed by Board of State Auditors May 28, 1890.

No. 5.

To Moses Taggart:

State of Michigan vs. Sparrow, et al.

Services	\$325 00
Expenses	22 98
Total	<u>\$347 98</u>

Allowed by Board of State Auditors June 25, 1890.

No. 6.

To Atkinson, Carpenter, Brooks & Haigh:

Second brief and re-argument in the case of Wellman vs. Grand Trunk R. R. Co.

Services	\$500 00
Expenses	73 70
Total	<u>\$573 70</u>

Allowed by the Board of State Auditors, September 24, 1890.

No. 7.

To Moses Taggart:

State of Michigan vs. R. R. companies:

Services	\$280 00
Expenses	44 94
Total	<u>\$324 94</u>

Allowed September 24, 1890 by the Board of State Auditors.

No. 8.

To Moses Taggart:

Cases vs. Midland county:

Total for services	\$717 50
Disbursements in the the above case in 1890	91 83
Total	<u>\$809 33</u>

Allowed by the Board of State Auditors November 26, 1890.

No. 9.

To Edward Bacon:

Auditor General vs. L. C. M. R. R. and Hackley vs. Mack. Services rendered from 1883 to 1890.

Total services	\$1,512 00
" expenses	90 40
Total	<u>\$1,602 40</u>

Allowed by the Board of State Auditors November 26, 1890.

No. 10.

To Atkinson, Carpenter, Brooks & Haigh:

For services in preparing opinion as to the legal status of certain rail-roads in the State of Michigan \$500.00.

Allowed by the Board of State Auditors Dec. 13, 1890.

No. 11.

To Britton & Gray:

In land cases:

Services.....	\$500 00
Expenses.....	375 00
Total.....	<hr/> \$875 00

Allowed Dec. 21, 1890, by the Board of State Auditors.

No. 12.

To Moses Taggart:

Services in case of State vs. Sparrow, and three R. R. cases.

Services.....	\$919 00
Expenses.....	74 33
Total.....	<hr/> \$993 33

Allowed by the Board of State Auditors Dec. 31, 1890.

No. 13.

To Butterfield & Keeney:

In State cases at \$25 per day and expenses.

Services.....	\$1,123 30
Expenses.....	112 17
Total.....	<hr/> \$1,235 47

Allowed by the Board of State Auditors Dec. 31, 1890.

No. 14.

To Messrs, Smith, Stevens, Eggleston & McBride, et al:

Attorney fees in the case of Chris. Johnson vs. Erwin C. Watkins, Warden of the State House of Correction and Reformatory at Ionia.

To attorney fees.....	\$2,500 00
To expenses.....	279 51
Total.....	<hr/> \$2,779 51

Allowed by the Board of Managers of the State House of Correction and Reformatory at Ionia. Exact date not ascertained.

No. 15.

*To Austin Blair:*State vs. Sparrow, *et al.*

For services in case of State vs. Sparrow.

One day at Jackson and 2 days at Lansing-----	\$150 00
Expenses at Lansing-----	5 50
Total -----	\$155 50

Allowed by the Board of State Auditors Sept. 24, 1890.

No. 16.

Cahill & Ostrander:

On R. R. cases, with Taggart.

Total fees-----	\$280 00
Expenses-----	19 75
Total -----	\$299 75

Allowed April 30, 1890, by the Board of State Auditors.

Report accepted, and

On motion of Mr. Wisner,

The report and attached schedules were ordered spread on the Journal.

By unanimous consent, the committee on judiciary submitted the following report:

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate joint resolution No. 1 (file No. 1), entitled

A joint resolution to amend section 1 of article 9 of the constitution of the State of Michigan, relative to salaries of State officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and was not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Porter	Mr. Weiss
Benson	Holcomb,	Prindle	Wheeler
Boughner	McCormick	Smith	Wilkinson
Crocker	Miller	Stevens	Withington
Doran'	Mugford	Toan	Wisner
Flehiem,			

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NAYS.

Mr. Brown,	Mr. Horton,	Mr. Morse,	Mr. Wilcox.
Garvelink,	Milnes,	Sabin,	

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By unanimous consent the committee on asylums for criminal insane made the following report:

By the committee on asylums for criminal insane:

The committee on asylums for criminal insane, to whom was referred Senate bill No. 24, entitled

A bill making an appropriation for the use of the Michigan Asylum for Insane Criminals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

MESSAGE FROM THE GOVERNOR.

The President announced a communication from the Governor on executive business.

The communication was received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 18, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 130 (file No. 74), entitled

A bill to authorize the village of East Tawas to contract to supply water beyond the limits of said village.

Also,

House bill No. 188 (file No. 59), entitled

A bill to amend sections 1 and 4 of act No. 305 of the local acts of 1881, entitled "An act to incorporate the village of Harbor Springs, in Emmet county, and to add a new section thereto, to stand as section 6.

Also,

House bill No. 143 (file No. 65), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Saginaw, and to prescribe his duties and powers.

Also,

House bill No. 96 (file No. 63), entitled

A bill to designate and establish a State road through the township of Monitor in the county of Bay.

Also,

House bill No. 90 (file No. 62), entitled

A bill to designate and establish a State road in the county of Bay, through the townships of Bangor, Monitor and Williams.

Also,

House bill No. 21 (file No. 48), entitled

A bill to prohibit the use of oleomargarine, butterine, or any other sub-

stitute for butter in any of the public institutions of this State, and to provide the punishment therefor.

Also,

House bill No. 154 (file No. 43), entitled

A bill making appropriations for the Michigan School for the Deaf for the years 1891 and 1892,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The third named bill was read a first and second time by its title, and referred to the committee on judiciary.

The fourth named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The fifth named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The sixth named bill was read a first and second time by its title, and referred to the committee on public health.

The seventh named bill was read a first and second time by its title, and referred to the committee on Institution for the Deaf and Dumb.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 18, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 76 (file No. 16), entitled

A bill to amend section 35 of chapter 95 of the revised statutes of 1846, being compiler's section 5629 of the compiled laws of 1871, the same being section 7180 of Howell's annotated statutes, relative to attorneys, solicitors and counselors,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on judiciary.

NOTICES.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to amend section 25 of chapter 249 of Howell's annotated statutes, being compiler's section 6838.

Also,

A bill providing for the establishment of a State Normal School in the upper peninsula, and making an appropriation for the same.

Also,

A bill to amend section 7 of chapter 275, of Howell's annotated statutes, being compiler's section 7992, as compiled by Andrew Howell.

Also,

A bill to make an appropriation for the support of the Michigan Mining School for the erection of buildings and other improvements at said school.

Also,

A bill providing for the incorporation of an organization known as the order of Sons of St. George in this State.

Also,

A bill to amend act No. 35 of the session laws of 1887, entitled "An act to provide for the formation of street railway companies," approved March 6, 1887, being chapter 95 of Howell's annotated statutes, by adding thereto a new section, to stand as section 33.

Also,

A bill to provide for the licensing and inspecting of private banks.

Mr. Wilkinson gave notice that on some future day he would ask leave to introduce

A bill to amend section four of an act, entitled "An act for the protection of fish and the regulation of fishing in the waters of this State," approved May 24, 1889, and to add a new section thereto to stand as section 16.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill requiring the building and maintaining of shutes or fish ladders in all dams across the streams in this State, and to repeal all acts and parts of acts in conflict therewith,

Also,

A bill to repeal act No. 262, of the session laws of 1887.

Mr. Fleshien gave notice that on some future day he would ask leave to introduce

A bill to amend chapter 133 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," as heretofore amended, be and the same is hereby amended, by adding thereto three new sections to be known as sections 4309, 4310 and 4311.

Also,

A bill to amend section 28 of chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relating to life insurance companies transacting business within the State."

Mr. Sabin gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 161 of the session laws of 1855, entitled "An act to incorporate the village of Three Rivers."

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to amend section 3 of act No. 82 of the session laws of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies and defining their powers and duties, and to repeal chapter 97

of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," as amended by act No. 66 of the public acts of 1877, being section 4249 of Howell's annotated statutes.

Also,

A bill making an appropriation for building an extension to shop, additional power, machinery, lumber, furnishings, and general repairs at the State House of Correction and Reformatory at Ionia.

Mr. Benson gave notice that on some future day he would ask leave to introduce

A bill to provide for the apportionment of the State into 100 State representative districts.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to authorize a license to fishermen in the waters known as the great lakes.

Also,

A bill to provide for the appointment of general game and fish wardens, and to place said wardens under the supervisory control of the State board of fish commissioners.

Also,

A bill relative to grand and supreme bodies organized in the State which have and exercise supervision over secret and fraternal societies, lodges, councils and conclaves, in this State, and secure the members thereof, through the lodge system exclusively, an indemnity in case of sickness or death.

Mr. Wilkinson gave notice that on some future day he would ask leave to introduce

A bill to amend section one of an act entitled "An act for the encouragement of agriculture, manufactures and the mechanic arts," approved March 16, 1849, being section 2298 of Howell's annotated statutes.

Also,

A bill to incorporate the village of Bellaire in the county of Antrim.

Also,

A bill relative to the payment of fees to witnesses required to attend in behalf of the people in certain cases.

Mr. Withington gave notice that on some future day he would ask leave to introduce

A bill to divide the State anew into 32 senatorial districts.

Also,

A bill to regulate the practice of medicine, requiring certain qualifications of persons beginning the practice of medicine in Michigan, and the registration of all practitioners, and to repeal sections 1, 2, 3, 4, 5, 6 and 7 of act No. 167, laws of 1883, and all other acts and parts of acts inconsistent with this act.

Mr. Taylor gave notice that on some future day he would ask leave to introduce

A bill to prescribe the manner of conducting all general, special, city, township and village elections in this State, and to prevent fraud and deception thereat.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to provide for appropriation of money to pay the salary of the Attorney General, clerks and certain expenses in such department, and to

provide the manner and condition of payment, and to repeal all acts and parts of acts contravening the provisions of this act.

Mr. Bastone gave notice that on some future day he would ask leave to introduce

A bill authorizing the various sheriffs and constables to perform the duties now performed by the game and fish wardens of this State.

Also,

A bill to place a tax on those engaged in the business of fishing in the waters of the great lakes of this State.

On motion of Mr. Wilkinson,

Senate bill No. 76 was ordered printed for the use of the committee on counties and townships.

MOTIONS AND RESOLUTIONS.

Mr. Prindle offered the following resolution:

Resolved, That no member of the Senate shall be engaged in the book canvassing business while a member of the Legislature.

On motion of Mr. Wilkinson,

The resolution was referred to the committee on fisheries.

INTRODUCTION OF BILLS.

Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate bill, No. 137, entitled

A bill to authorize the city of Coldwater to erect and maintain an electric light plant, for the use of the city of Coldwater and the inhabitants thereof, and to provide for the issuing of bonds for the payment thereof.

The bill was read a first and second time by its title and referred to the committee on cities and villages, and ordered printed for the use of the committee.

Mr. Taylor, previous notice having been given and leave being granted, introduced

Senate bill No. 138, entitled

A bill giving the assent of the Legislature of the State of Michigan to the grant of moneys from the United States, by act of Congress, approved August 30, 1890, being an act to apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts, established under the provisions of an act of Congress, approved July 2, 1862.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Taylor, previous notice having been given and leave being granted, introduced

Senate bill No. 139, entitled

A bill to make an appropriation for the support of the State Agricultural College, for the erection and repair of buildings and other improvements at said College.

The bill was read a first and second time by its title and referred to the committee on Agricultural College.

Mr. Wilkinson, previous notice having been given and leave being granted, introduced

Senate bill No. 140, entitled

A bill to require the purchase of farm and dairy products which are necessary for the use of the several penal and charitable and industrial institutions of the State from the farm and dairy products raised and produced in the State.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Mugford, previous notice having been given and leave being granted, introduced

Senate bill No. 141, entitled

A bill repealing sections 18, 19 and 20 of act No. 195 of the session laws of 1889 relating to the election boards of review and prescribing their duties, approved June 27, 1889.

The bill was read a first and second time by its title and referred jointly to the select committee on elections and taxation.

Mr. Bastone, previous notice having been given and leave being granted, introduced

Senate bill No. 142, entitled

A bill to amend section 1 of act No. 352 of the session laws of 1879, entitled "An act to incorporate the village of Vassar in the county of Tuscola," as amended by act No. 343 of the local acts of 1885.

The bill was read a first and second time by its title and referred to the committee on cities and villages and ordered printed for the use of the committee.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 143, entitled

A bill to amend sections 1186 and 1187 of Howell's annotated statutes of Michigan, relative to the taxation of mining companies in the upper peninsula.

The bill was read a first and second time by its title and referred to the select committee on taxation and ordered printed for the use of the committee.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 144, entitled

A bill to amend section 1176 of the compiled laws of 1871, as amended by act No. 59, of the session laws of 1872, approved March 20, 1872, being section 1226 of Howell's annotated statutes of Michigan, as amended by act No. 108 of the session laws of 1887, approved May 17, 1887 relative to taxes on mining and smelting companies.

The bill was read a first and second time by its title and referred to the select committee on taxation and ordered printed for the use of the committee.

Mr. Brown, previous notice having been given and leave being granted, introduced

Senate bill No. 145, entitled

A bill to amend section 2 of act No. 190 of the public acts of 1883, being an act entitled "An act to provide for the location, erection, organization and management of an asylum for insane criminals," approved June 8, 1883.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Crocker, previous notice having been given and leave being granted, introduced

Senate bill No. 146, entitled

A bill to amend act No. 251 of the session laws of 1848, and acts amendatory thereto, entitled "An act to incorporate the Detroit & Erin Plank Road Company," approved April 3, 1848, and acts amendatory thereto, by adding two new sections thereto, to be known as sections 8 and 9.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Crocker,

The bill was laid on the table.

Mr. Crocker, previous notice having been given and leave being granted, introduced

Senate bill No. 147, entitled

A bill to amend act No. 270 of the session laws of 1848, entitled "An act to incorporate the Detroit & Mt. Clemens Plank Road Company," approved April 3, 1848, by adding two new sections thereto.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Crocker,

The bill was laid on the table.

Mr. Crocker, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 5, entitled

A joint resolution to amend section 28 of article 4 of the constitution, so that no bill shall be introduced into either House of the Legislature after the first thirty days of a session shall have expired.

The bill was read a first and second time by its title and, on motion of Mr. Crocker, referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Benson, previous notice not having been given and unanimous consent being given, introduced

Senate bill No. 148, entitled

A bill to reincorporate the village of Fenton.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Crocker, previous notice having been given and leave being granted, introduced

Senate bill No. 149, entitled

A bill to divide the State of Michigan into twelve congressional districts.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Crocker,

The bill was laid on the table.

Mr. Park, previous notice having been given and leave being granted, introduced

Senate bill No. 150, entitled

A bill to regulate the hours of labor upon street surface railroads for passenger travel, organized under the laws of this State and agreements in reference thereto.

The bill was read a first and second time by its title and referred to the committee on labor interests and ordered printed for the use of the committee.

Mr. McCormick, previous notice having been given and leave being granted, introduced

Senate bill No. 151, entitled

A bill to regulate the charges permitted for the use of telephones, to prescribe the duties of those operating telephones, and to prescribe penalties.

The bill was read a first and second time by its title and referred to the committee on State affairs and ordered printed for the use of the committee.

THIRD READING OF BILLS.

Senate bill No. 47, entitled

A bill making an appropriation for the unpaid portion of the salaries of circuit judges,

Was read a third time and was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Morse	Mr. Prindle	Mr. Weiss
Fleishem	Mugford	Sabin	Wheeler
Garvelink	Park	Stevens	Withington
Miller	Porter	Taylor	Wisner

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NAYS.

Mr. Beers	Mr. Crocker	Mr. Horton	Mr. Sharp
Boughner	Gilbert	McCormick	Smith
Brown	Holcomb	Milnes	Wilcox

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Mr. Bastone moved that all Senators not voting be excused from voting.

Mr. Milnes rose to a point of order, calling attention to Senate rule 41 in support of his point of order, which rule requires each member to vote when called upon, unless excused for special reasons by the Senate before the roll call begins.

The chair declared the point of order well taken and ruled Mr. Bastone's motion out of order.

GENERAL ORDER.

On motion of Mr. Gilbert,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Gilbert to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I

House bill No. 71 (file No. 38), entitled

A bill to amend sections 1, 12, 27, 28 and 52 of act No. 205 of the public acts of 1887, entitled "An act to revise the laws authorizing the business of banking, and to establish a banking department for the supervision of such business.

Also,

House bill No. 189, entitled

A bill to re-incorporate the village of Oxford, in the county of Oakland, Michigan,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II

Also,

Senate bill No. 78 (file No. 30), entitled

A bill to protect bees from poison through the spraying or otherwise treating of fruit or other trees, shrubs, vines or plants with London purple, Paris green, white arsenic or other virulent poisons while the aforesaid trees, shrubs, vines or plants are in blossom,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be referred to the committee on judiciary.

PETER GILBERT, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

The question being on concurrence by the Senate in the recommendation of the committee regarding the second named bill,

Mr. Taylor moved to amend the report by striking out the word "judiciary" where it occurs, and inserting in lieu thereof the word "horticulture;"

Which motion to amend prevailed.

On motion of Mr. Gilbert,

The report as amended was then adopted.

On motion of Mr. Boughner,

The Senate resumed the order of

THIRD READING OF BILLS.

On motion of Mr. Boughner,

House bill No. 189, entitled

A bill to re-incorporate the village of Oxford, in the county of Oakland, Michigan

Was taken up.

On motion of Mr. Boughner,

The third reading of the bill was dispensed with, and the bill was placed on its immediate passage.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. McCormick	Mr. Porter	Mr. Taylor
Boughner	Miller	Prindle	Toan,
Brown	Milnes	Sabin	Weiss
Fleishem	Morse	Sharp	Wilcox
Garvelink	Mugford	Smith	Withington
Gilbert	Park	Stevens	Wisner
Holcomb			

NAYS.

25
0

Title agreed to.

On motion of Mr. Boughner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 71 (file No. 38), entitled

A bill to amend sections 1, 12, 27, 28 and 52, of act No. 205 of the public acts of 1887, entitled "An act to revise the laws authorizing the business of banking, and to establish a banking department for the supervision of such business,"

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. McCormick	Mr. Porter	Mr. Taylor
Brown	Miller	Prindle	Toan
Crocker	Milnes	Sabin	Weiss,
Garvelink	Morse	Sharp	Wilcox
Gilbert	Mugford	Smith	Withington
Holcomb	Park	Stevens	Wisner
Horton			

25

0

NAYS.

Title agreed to.

On motion of Mr. Withington,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Toan moved for a reconsideration of the vote by which Senate bill No. 47, entitled

A bill making an appropriation for the unpaid portion of the salaries of circuit judges was not passed;

Which motion prevailed.

On motion of Mr. Toan,

The bill was laid on the table.

Mr. Park asked leave of absence for the committee on fisheries for the remainder of the week;

Which request was granted by unanimous consent.

On motion of Mr. Milnes,

The Senate reconsidered the vote by which House bill No. 189, entitled A bill to reincorporate the village of Oxford, in the county of Oakland, Michigan, was passed.

The question then being upon the passage of the bill,

The bill was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Park	Mr. Stevens
Boughner	Holcomb	Porter	Taylor
Brown	McCormick	Prindle	Toan
Crocker	Miller	Sabin	Wilcox
Doran	Milnes	Sharp	Withington
Fleishiem	Morse	Smith	Wisner
Garvelink	Mugford		

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NAYS.

Title agreed to.

On motion of Mr. Boughner,
 By a vote of two-thirds of all the Senators elect, the bill was ordered to
 take immediate effect.
 On motion of Mr. Smith,
 The Senate adjourned.

Lansing, Friday, February 20, 1891.

The Senate met and was called to order by the President.
 Religious exercises by Rev. S. R. Cook.
 Roll called: a quorum present.
 Absent without leave: Messrs. Garvelink and Toan.
 On motion of Mr. Taylor,
 Messrs. Garvelink and Toan were excused from attendance indefinitely.
 On motion of Mr. Gilbert,
 The Senate went into

EXECUTIVE SESSION,

The time being 2:05 o'clock P. M.
 The executive session closed, the time being 2:30 o'clock P. M.

PRESENTATION OF PETITIONS.

No. 96. By Mr. Wilkinson: Resolution of the board of supervisors of Leelanau county relative to attaching the North and South Manitou islands to the county of Leelanau.

Referred to the committee on counties and townships.

On motion of Mr. Wilkinson,

The resolution was ordered spread upon the Journal, as follows:

Resolution of the board of supervisors of Leelanau county:

WHEREAS, It is the sentiment of the board of supervisors of Leelanau county, Michigan, that the North and South Manitou Islands should be annexed to Leelanau county; therefore be it

Resolved, That our Senator and Representative in the State Legislature be instructed to use their utmost endeavor to accomplish this wise and just measure.

On motion the above resolution was accepted and adopted.

It was moved and carried that a copy of the above resolution be sent to each, the Senator and Representative for this district in the State Legislature.

JAMES E. CAMPBELL,

Chairman Board of Supervisors of Leelanau Co., Mich.

WILLIAM HITCHCOCK, *Clerk.*

CLERK'S OFFICE, }
 LEELANAU Co., MICH. } ss.

I do hereby certify the above and foregoing to be a true copy of a reso-

lution passed at a meeting of the board of supervisors of said county held at the court house in the village of Leland, January 2, 1891, and is a part of the record of said meeting.

[L. S.] Witness my hand and seal of the county of Leelanau, at Leland, February 17, 1891.

WILLIAM HITCHCOCK, *Dp'y County Clerk.*

No. 97. By Mr. Withington: Petition of C. W. Hill, of Jackson, for the enactment of a law for the better protection of manufacturers of and dealers in monuments and grave stones.

Referred to committee on judiciary.

Mr. Sharp, as chairman of the committee on State Public School, moved that the evidence taken by said committee in its recent investigation into the conduct and management of that institution, be ordered printed.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 27 (file No. 3), entitled

A bill to detach the township of Chester, Ottawa county, from the county of Ottawa, and attach the same to the county of Muskegon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

AUGUSTIN C. McCORMICK, *Chairman.*

Report received and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 19, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

WHEREAS, Death, always busy in laying low the true and noble, and at this time unusually active in causing our nation's halls to be draped in mourning, has again come near unto us, this time snatching away the highest and most distinguished living representative of our navy, as, but two days since, we met to deplore with heads bowed in grief the loss of his revered brother and companion in arms, with whom he wrought so nobly and disinterestedly for the integrity of the union in the terrible years of our civil war; and

WHEREAS, In the departure from this life of David Dixon Porter, although he leaves us full of years and honors, we recognize a personal, as well as a national bereavement, but faintly shown by the stars and stripes surmounted and flanked by the sable colors of death. The indomitable and invincible hero! Inheritor of the valor of five generations of naval warriors, who signalized their devotion to their country in the Colonial wars,

in the struggle of the Revolution, in the war of 1812, in the war with Mexico, and crowned by the late achievements of the greatest of them all—the foster brother of Farragut, and enthusiastic co-worker with him in the terrible naval duels which opened up a new and wonderful era in offensive warfare, and did much towards solving the problem of reducing the confederate strongholds along the Atlantic, the Gulf of Mexico, and the Mississippi and her great tributaries; therefore, be it

Resolved (the House of Representatives concurring), That we hereby give expression to our profound sense of the obligations of this nation and people, collectively and individually, to the great admiral, in peace unobtrusive and irreproachable, vigilant and unconquerable in war; and be it further

Resolved, That, as in war they fought side by side for one object, their country's deliverance, in after years they lived as friends and neighbors, and in death they were scarcely divided, we hereby agree to appoint and set apart the same time and place for the holding of suitable memorial services in honor of our illustrious dead, General William Tecumseh Sherman and Admiral David Dixon Porter,

In the adoption of which the House has concurred by a unanimous vote.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The message was received.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 19, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Senate bill No. 28 (file No. 4), entitled

A bill to detach certain territory from the township of Ellis, in the county of Cheboygan, and attach the same to the township of Nunda in said county,

In the passage of which bill the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 19, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 174 (file No. 64), entitled

A bill to amend section 1 of act No. 192, of the general laws of 1867, entitled "An act to provide for the incorporation of associations, conventions, conferences or religious bodies for literary, religious or other benevolent

purposes," approved March 27, 1867, being section 4722 of Howell's annotated statutes, as amended by act No. 13, public acts of 1889, approved March 6, 1889.

Also,

House bill No. 215 (file No. 77), entitled

A bill to vacate the township of Center, in the county of Lake, and to incorporate its territory within the township of Webber,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

The second named bill was read a first and second time by its title, and referred to the committee on counties and townships.

NOTICES.

Mr. Mugford gave notice that on some future day he would ask leave to introduce

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Bickford Lake drain in the township of Riverton, Mason county, Michigan and to provide for and authorize the re-establishment of such drain, and the assessment and collection of taxes therefor.

Also,

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Ox Bow Lake drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain, and the assessment and collection of taxes therefor.

Also,

A bill to legalize some of the records and proceedings had in establishing and constructing the so called State road drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor.

Also,

A bill to legalize some of the records and proceedings had in establishing and constructing the so called St. Mary's lake drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor.

Mr. Wilkinson, as chairman of the select committee on taxation, gave notice that on some future day he would ask leave to introduce

A bill to provide for the assessment of property and the levy of taxes thereon and for the collection of taxes heretofore or hereafter levied, and to repeal act No. 195 of the session laws of 1889 and all other acts or parts of acts in any wise contravening any of the provisions of the same.

Also,

A bill to tax mortgagee and mortgagor as their relative interests shall

appear, and to repeal act No. 262, of the session laws of 1887, entitled, "An act to provide for reporting all mortgages by the several registers of deeds of this State to the supervisors and assessing officers of their respective counties," and all other acts and parts of acts in any wise contravening any of the provisions of the same.

Mr. Sabin gave notice that on some future day he would ask leave to introduce

A bill to authorize the village of Vicksburg to borrow money for the purpose of making public improvements in said village, and to issue its bonds for the payment of the same.

Also,

A bill to amend sections 12 and 13 of act No. 276 of the session laws of 1889, relative to the protection of game.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill to punish fraudulent entries and practices in speed contests.

Also,

A bill making an appropriation for a new wall, new shops, and for general repairs for the Michigan State Prison at Jackson.

Also,

A bill to amend sections 9 and 45 of chapter 237, being compiler's sections 6231 and 6263 of Howell's annotated statutes, relative to divorces.

Mr. Mugford gave notice that on some future day he would ask leave to introduce

A bill to provide for the re-establishment of drains heretofore constructed under said proceedings and the assessment and collection of taxes therefor.

Mr. Horton gave notice that on some future day he would ask leave to introduce

A bill to amend section 22 of chapter 28, being compiler's paragraph 1263 of Howell's annotated statutes of Michigan, relative to hawkers and peddlers.

Mr. Benson gave notice that on some future day he would ask leave to introduce

A bill allowing the payment of a salary to the agent of the reform school.

Mr. Holcomb gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Lake in the county of Montmorency.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Wilkinson,

Senate bill No. 140, entitled

A bill to require the purchase of farm and dairy products which are necessary for the use of the several penal and charitable and industrial institutions of the State from the farm and dairy products raised and produced in the State,

Was ordered printed for the use of the committee on judiciary.

INTRODUCTION OF BILLS.

Mr. Fleshier, previous notice having been given and leave being granted, introduced

Senate bill No. 152, entitled

A bill to amend chapter 133 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," as heretofore amended, be and the same is hereby amended, by adding thereto three new sections to be known as sections 4309, 4310 and 4311.

The bill was read a first and second time by its title and referred to the committee on insurance.

Mr. Fleshem, previous notice having been given and leave being granted, introduced

Senate bill No. 153, entitled

A bill to amend section 28 of chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relating to life insurance companies transacting business within the State."

The bill was read a first and second time by its title and referred to the committee on insurance.

Mr. Smith, previous notice having been given and leave being granted, introduced

Senate bill No. 154, entitled

A bill making an appropriation for building an extension to shop, additional power, machinery, lumber, furnishings, and general repairs at the State House of Correction and Reformatory at Ionia.

The bill was read a first and second time by its title and referred to the committee on Reformatory at Ionia and ordered printed for the use of the committee.

Mr. Smith, previous notice having been given and leave being granted, introduced

Senate bill No. 155, entitled

A bill to amend section 3 of act No. 82 of the session laws of 1873 entitled "An act to provide for the incorporation of mutual fire insurance companies and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," as amended by act No. 66 of the public acts of 1877, being section 4249 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on insurance, and ordered printed for the use of the committee.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 156, entitled

A bill to amend act No. 161, of the session laws of 1855, entitled "An act to incorporate the village of Three Rivers."

The bill was read a first and second time by its title and pending its reference,

On motion of Mr. Sabin,

The bill was laid on the table.

Mr. Horton, previous notice having been given and leave being granted, introduced

Senate bill No. 157, entitled

A bill for the protection of fish in Wampler's lake, situated in Lenawee and Jackson counties.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Brown, previous notice having been given and leave being granted, introduced

Senate bill No. 158, entitled

A bill to provide for the division of the State into 32 Senatorial districts.

The bill was read a first and second time by its title and pending its reference,

On motion of Mr. Brown,

The bill was laid on the table.

Mr. Prindle, previous notice not having been given and unanimous consent being granted, introduced

Senate bill No. 159, entitled

A bill making appropriations for rebuilding west wall, rebuilding shops in east side of prison yard, addition to hammer shop, putting in an elevator to prison hospital, and for general repairs of the Michigan State Prison at Jackson.

The bill was read a first and second time by its title and referred to the committee on State Prison.

Mr. Weiss, previous notice not having been given and unanimous consent being granted, introduced

Senate bill No. 160, entitled

A bill to amend sections 2 and 3 of act No. 39 of the session laws of 1885, entitled "An act to regulate the employment of children, young persons and women in certain cases," being compiler's sections 1997b¹, 1997b², Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on labor interests.

Mr. Brown, previous notice not having been given and unanimous consent being granted, introduced

Senate bill No. 161, entitled

A bill to prohibit the use of free passes on railroads by members of the Legislature.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Milnes, previous notice not having been given and unanimous consent being granted introduced

Senate bill No. 162, entitled

A bill to provide for the incorporation of subordinate camps of the Sons of Veterans.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Prindle, previous notice having been given and leave being granted, introduced

Senate bill No. 163, entitled

A bill to provide for the erection and maintenance of shutes and fish-ladders in dams across all streams in this State.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wilcox previous notice having been given, and leave being granted, introduced

Senate bill No. 164, entitled

A bill to prohibit the feeding of garbage, swill or animal or vegetable refuse of any kind to cattle, sheep, hogs, or any food producing animal or

animal used for food, and to prohibit the sale of the meat from any animal so fed, in this State.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Stevens, previous notice having been given and leave being granted, introduced

Senate bill No. 165, entitled

A bill to amend act No. 35 of the session laws of 1887, entitled "An act to provide for the formation of street railway companies," approved March 6, 1887, being chapter 95 of Howell's annotated statutes, by adding a new section thereto, to stand as section 33.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Stevens, previous notice having been given and leave being granted, introduced

Senate bill No. 166, entitled

A bill to amend section 7 of chapter 275 of Howell's annotated statutes, being compiler's section 7992, as compiled by Andrew Howell.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Stevens, previous notice having been given and leave being granted, introduced

Senate bill No. 167, entitled

A bill to amend section 25 of chapter 249 of Howell's annotated statutes, being compiler's section 6838.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wilkinson, previous notice having been given and leave being granted, introduced

Senate bill No. 168, entitled

A bill to amend section 1 of an act entitled "An act for the encouragement of agriculture, manufactures and the mechanic arts," approved March 16, A. D. 1849, being section 2298 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred jointly to the committees on agricultural interests and mechanical interests.

Mr. Wilkinson, previous notice having been given and leave being granted, introduced

Senate bill No. 169, entitled

A bill to incorporate the village of Bellaire in the county of Antrim.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Wilkinson,

The bill was laid on the table.

Mr. Wilkinson, previous notice having been given and leave being granted, introduced

Senate bill No. 170, entitled

A bill relative to the fees of witnesses required to attend in behalf of the People in certain cases.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Wilkinson,

The bill was laid on the table.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 171, entitled

A bill to amend sections 3 and 4 of act 206 of the laws of 1881, being paragraphs 414 and 415 of chapter 13 of Howell's annotated statutes, relative to a uniform system of accounting in State institutions.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Withington, previous notice having been given and leave being granted, introduced

Senate bill No. 172, entitled

A bill to regulate and improve the civil service of the State and to create a commission therefor.

The bill was read a first and second time by its title, and on motion of Mr. Withington, referred to the select committee on elections.

Mr. Miller, previous notice having been given and leave being granted, introduced

Senate bill No. 173, entitled

A bill to amend and revise the charter of the city of Hastings.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Withington, previous notice having been given and leave being granted, introduced

Senate bill No. 174, entitled

A bill to regulate the practice of medicine, requiring certain qualifications of persons beginning the practice of medicine in Michigan, and the registration of all practitioners, and to repeal sections 1, 2, 3, 4, 5, 6 and 7 of act No. 167, laws of 1883, and all other acts and parts of acts inconsistent with this act.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Wisner, previous notice not having been given and unanimous consent being granted, introduced

Senate bill No. 175, entitled

A bill to provide for the construction of stone roads and bridges in and for the county of Saginaw and to authorize said county to raise money therefor by issuing bonds.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

By unanimous consent,

Mr. Wisner moved to reconsider the vote by which Senate joint resolution No. 1 (file No. 1), entitled

A joint resolution to amend section 1 of article 9 of the constitution of the State of Michigan, relative to salaries of State officers, was not passed;

Which motion prevailed.

On motion of Mr. Wisner,

The joint resolution was then laid on the table.

By unanimous consent,

Mr. Weiss offered the following resolution:

Resolved, That Senate rule No. 22, requiring one day's previous notice of the introduction of bills be suspended for the remainder of the session, except so far as relates to bills amending acts of incorporation.

Which resolution was adopted, two-thirds of all the Senators present voting therefor.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 20, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, Out of respect to the memory of the gallant soldier and patriot, General William T. Sherman, the obsequies over whose remains occur tomorrow, the Chief Executive has ordered closed all the departments of the State government on that day; therefore be it

Resolved, (The Senate concurring) That when the Legislature adjourns today, it stand adjourned, in conformity to the spirit of the Governor's proclamation, until Tuesday, February 24,

Which has been adopted by the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

The resolution was unanimously adopted.

GENERAL ORDER.

On motion of Mr. Withington,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Wilkinson to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 87 (file No. 45), entitled

A bill to incorporate the village of Warren.

Also,

Senate bill No. 75 (file No. 31), entitled

A bill to protect candidates for public office, and candidates for nomination to public offices, against anonymous circulars and posters.

Also,

House bill No. 78 (file No. 7), entitled

A bill making an appropriation for the Michigan Pioneer and Historical society for the years 1891 and 1892.

Also,

Senate bill No. 20 (file No. 11), entitled

A bill to amend section 5, of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing and preservation of bridges within the State," approved June 8, 1881.

Also,

House bill No. 18, (file No. 4) entitled

A bill to authorize the village of Union City, in the county of Branch, to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration the following:

Senate bill No. 48 (file No. 46), entitled

A bill to provide for the incorporation of the supreme temple, grand temple and primary societies of the Legion of the Cross, and to define their objects and prescribe their powers.

Also,

Senate bill No. 59 (file No. 24), entitled

A bill to regulate the conduct of judicial affairs in this State.

Also,

Senate bill No. 40 (file No. 13), entitled

A bill to amend the session laws of 1877, being compiler's sections 2221 and 2222 of Howell's annotated statutes of Michigan relative to the hunting of game and cutting of bee trees on the inclosed lands of others.

Also,

Senate bill No. 32 (file No. 26), entitled

A bill to secure to womens citizens, who are otherwise qualified, the right to vote in school, village, city and other municipal elections.

Also,

Senate bill No. 77, (file No. 19), entitled

A bill to prevent the spreading, and destruction of milkweed in the State of Michigan,

Have directed their chairman to report progress and ask leave to sit again.

ROBERT R. WILKINSON, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Wilkinson,

The Senate granted leave for a further consideration of the second named bills by the committee of the whole.

On motion of Mr. Beers,

The Senate adjourned.

The President announced that the Senate would stand adjourned until Tuesday, February 24, at 2 o'clock P. M.

Lansing, Tuesday, February 24, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Flesheim, Horton, Milnes, Morse, Prindle, Stevens, Weiss, Wheeler, Wilkinson and Withington.

On motion of Mr. Gilbert,

All absentees were excused for the day.

Mr. Taylor moved that the Journal of Thursday, Feb. 19, be corrected by striking out the words "report accepted," where they immediately follow the report of the committee of the whole on the Journal of that date.

Which motion prevailed.

PRESENTATION OF PETITIONS.

No. 98. By Mr. Brown: Petition of Thos. P. Pierson and 469 other citizens, relative to an amendment of the tax laws, placing the taxing of individuals and of corporations upon the same basis.

Referred to select committee on taxation.

On motion of Mr. Brown,

The petition was ordered spread upon the Journal, as follows:

To the Honorable Senators and Representatives of the Legislature of Michigan:

The undersigned, taxpayers of the State of Michigan, respectfully ask that you so amend the tax laws of the State that all taxable property shall be assessed upon the same basis, and taxes made payable in the township, village or city in which the property is located whether the same be the property of an individual or a corporation.

No. 99. By Mr. Park: Petition of P. Kemp and 92 other citizens of Trenton, Wayne county, asking that fishing with nets in the Detroit river be allowed.

Referred to the committee on fisheries.

On motion of Mr. Park,

The petition was ordered spread upon the Journal as follows.

To the Honorable the Senate and House of Representatives of the State of Michigan:

Your petitioners, the undersigned citizens of the village of Trenton, would most respectfully petition your honorable body to pass a bill to permit fishing in the Detroit river with hoop or trap nets, or to amend section 2 of act No. 188, public acts of 1875, entitled "An act to regulate the catching of fish in certain waters of this State," and as amended by act No. 53, laws of 1885.

Here are some of the reasons why your petitioners think they ought to have that privilege:

First, They catch fish by the tons in the lakes above and below us;

Second, The mouth of the Detroit river is entirely closed or nearly so with pound nets, so that but very few fish escape to come up the river;

Third, Most of the kinds of fish that are caught here are wasted there, such as mullets, perch, suckers and rock bass.

Fourth, All fish caught here are kept alive in pounds or crates, and therefore none are wasted.

No. 100. By Mr. Doran: Petition of Jonah N. Butler and 16 others, residents of Kent county, asking that certain State offices be made elective.

Referred to committee on judiciary.

On motion of Mr. Doran,

The petition was ordered spread upon the Journal as follows:

To the Honorable Senate and House of Representatives of the State of Michigan:

We, the undersigned residents of Kent county, respectfully ask your honorable bodies to enact a law making the offices of commissioner of railroads, insurance, labor and immigration, the wardens of the various State institutions, and all other offices and boards, wherever practical, elective by the direct vote of the people.

No. 101. By Mr. Doran: Petition of Jonah N. Butler and 16 others, residents of Kent county, relating to payment of salaries to certain officers of Kent county.

Referred to the committee on judiciary.

On motion of Mr. Doran,

The petition was ordered spread on the Journal as follows:

To the Honorable Senate and House of Representatives of the State of Michigan:

We, the undersigned residents of Kent county, respectfully ask your honorable bodies to make the offices of register of deeds, county clerk, county treasurer, judge of probate and prosecuting attorney of Kent county, salaried offices, the amount of the salary not to exceed \$2,000 per annum, to be fixed by the board of supervisors, and also that the salaries of all deputies, assistants and clerks be fixed by the board of supervisors at a maximum of \$1,000 per annum, said act to take immediate effect.

We also most respectfully ask that the fees of the sheriff and circuit court commissioners be reduced. We also most respectfully ask that all fees and interest received in said offices first above mentioned be turned into the county treasury and accredited to the general fund of the county.

No. 102. By Mr. Wilcox: Petition of 600 citizens of the townships of Chesaning, Chapin, Brady, and Maple Grove, asking that said townships be detached from Saginaw county and attached to Shiawassee county.

Referred to committee on counties and townships.

No. 103. By Mr. Sharp: Petition of 100 citizens of Newberry, Luce county, for the establishment of a State Normal School in the upper peninsula.

Referred to committee on Normal School.

No. 104. By Mr. Sharp: Remonstrance of 40 citizens of Mackinac county against dividing the township of Newton.

Referred to committee on counties and townships.

No. 105. By Mr. Mugford: Petition of Fred Nielson and 82 others, residents of Oceana and Mason counties, relative to detaching certain lands from Mason county, and annexing the same to Oceana county.

Referred to committee on counties and townships.

On motion of Mr. Mugford,

The petition was ordered spread upon the Journal as follows:

To the Legislature of the State of Michigan:

Your petitioners, residents of Oceana and Mason counties, respectfully petition that fractional section 35 and the west half of fractional section 36, township 17 north of range 18 west, Mason county, be detached from Mason county and attached to and made a part of Oceana county for the following reasons:

1st. Said lands are unoccupied, being what is known as stripped pine lands and of little value except for recreation purposes;

2d. Most of said lands are now owned by non-residents of Mason county, we think all but one forty acre lot, and no one resides on any of said lands;

3d. That the land on section 36 is now owned by the Bass Lake Recreation Park Association, none of the holders of stock being residents of Mason county, and all but three of the stockholders residing at Pentwater and Hart, Oceana county, Michigan;

4th. That said association has built a boat house, pavilion, etc., on their said land and a few summer cottages. That there has been considerable trouble and annoyance to the members of said association by reason of insufficient police regulations and the fact of this part of the country being unsettled renders it difficult to secure any local assistance, and it is almost cut off from Ludington, the county seat of Mason county, being over nine miles therefrom, hence the members of this association are practically powerless to protect themselves from depredations and annoyances;

WHEREAS, If said lands were attached to Oceana county it would place them in position to secure police regulations and support from Pentwater village, only two and one-half miles distant, easily accessible and to which these lands are tributary. For two miles or more north of these lands toward Ludington we find same class of lands with no settlers upon them.

Fifth. We believe that such action upon your part would be of great advantage to owners of lands and no disadvantage to the people of Mason county as the expense of maintaining roads and protecting property far exceeds the revenue derived by taxes therefrom.

A plat of said lands is hereto attached.

Dated February 4, 1891.

No. 106. By Mr. Taylor: Petition of Wm. Green and 30 others for the incorporation of the village of Clifford, county of Lapeer.

Referred to committee on cities and villages.

No. 107. By Mr. Taylor: Petition of Thomas Atkins and 29 others for the incorporation of the village of Clifford, county of Lapeer.

Rererred to committee on cities and villages.

No. 108. By Mr. Bastone: Petition of Robert Gotts and 36 other residents of Huron county, asking the passage of a uniform school text book law.

Referred to the committee on education and public schools.

On motion of Mr. Bastone,

The petition was ordered spread on the Journal as follows:

To the Honorable the Senate of the State of Michigan:

We, the undersigned residents and taxpayers of Huron county, Michigan, do hereby petition your honorable body that you pass a law for the uniformity of school text books made or contracted for by the State at this present session, and we will ever pray.

No. 109. By Mr. Sharp: Petition of residents of Resort township, Char-

levoix county, relative to detaching said township from Charlevoix county and attaching the same to Emmet county.

Referred to committee on counties and towns.

On motion of Mr. Sharp,

The petition was ordered spread on the Journal, as follows:

To the Honorable Senate and House of Representatives of the State of Michigan:

GENTLEMEN—We, the undersigned, resident taxpayers of the township of Resort, Charlevoix county, Michigan, do most respectfully petition that your honorable body will detach the said township of Resort, consisting of sections 23 and 24, also fractional sections 21, 22, 25, 26, 27, 35 and 36 of range 34 north and 6 west; also fractional sections 1, 2 and 12 of range 33 north and 6 west; also, fractional section 31 of range 34 north and 5 west, also, fractional sections 6 and 7 of range 33 north and 5 west, from said county of Charlevoix, and attach the same to Emmet county, for the following reasons:

First, Almost the entire business interest of said township of Resort, is centered in Petoskey, Emmet county;

Second, About nine-elevenths of the boundary line of said township of Resort, within said county of Charlevoix, is water, commonly known as Bear lake, therefore practically prohibiting traffic and interfering with official business in said county;

Third, All of the principal highways of said township of Resort lead northward into Emmet county;

Fourth, The said county of Charlevoix did, at the last annual township meeting, refuse by vote to bridge said Bear lake;

Fifth, The said township of Resort contains less than nine sections of land, and its assessed valuation is about one sixty-fourth of that of said county of Charlevoix, so that the loss financially to Charlevoix county would be almost imperceptible.

SIDNEY S. SHEPARD, *Township Clerk*
JOHN B. WILLIAMS, *Supervisor*.

And 58 others.

No. 110. By Mr. Mugford: Petition of Patrons of Industry of Benona Center Association No. 2071, relative to furnishing of public school text books by the State.

Referred to committee on education and public schools.

On motion of Mr. Mugford,

The petition was ordered spread upon the Journal, as follows:

To the Members of the State Legislature:

We, the undersigned, Patrons of Industry of Benona Center Association No. 2071, being opposed to monopolies and trust companies and fully aware of the grinding effect they have upon the laboring class and making the rich man richer and the poor man still poorer, we earnestly request that an act be passed at this session of the Legislature, wherein text books used in the schools of the State of Michigan be printed and furnished to the people of the State at cost.

N. L. BIRD, *President*.

E. G. EVERDEN, *Secretary*.

And 30 others.

No. 111. By Mr. Mugford: Resolution of Rich Commandery, No. 28,

U. V. U., of Shelby, opposing an appropriation in aid of a national G. A. R. encampment at Detroit.

Referred to committee on military affairs.

On motion of Mr. Mugford,

The petition was ordered spread upon the Journal as follows.

HEADQUARTERS, RICH COMMAND, No. 28, U. V. U. }
DEPARTMENT OF MICHIGAN, }
Shelby, Michigan, Feb. 12, 1891. }

Be it Resolved, That this command is opposed to any appropriation of money by the State for the interest of the (so called) National encampment of the G. A. R. at Detroit, Michigan, and that we as veterans of the late war, ask for nothing but our individual rights as citizens and the fulfillment of the promises made to us in the dark hours of '61 to '65 by the State and Nation.

Attest:

GEO. B. GETTY, *Adjutant*.

No. 112. By Mr. Holcomb: Petition of Cassius M. Phelps and 3 other attorneys, against the detaching of the county of Benzie from the 25th judicial circuit.

Referred to committee on judiciary.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 28 (file No. 4), entitled

A bill to detach certain territory from the township of Ellis, in the county of Cheboygan, and attach the same to the township of Nunda in said county.

C. B. BOUGHNER, *Chairman*.

Report accepted.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 18, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

Resolved by the Senate (the House concurring), That the Board of State Auditors be and are hereby authorized to assign to the State Agricultural Society a room for an office in the basement of the capitol as requested by said society.

Amended to read as follows:

Resolved by the Senate (the House concurring), That the Board of State Auditors be and are hereby authorized to assign to the State Agricultural Society a room for an office in the Capitol or State House block as requested by said society,

In the passage of which resolution as amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The message was tabled.

The question being on concurring in the adoption of the concurrent resolution as amended,

The resolution, as amended, was adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 20, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved by the House of Representatives (the Senate concurring), That the standing committees on election in the House and Senate be and they are hereby instructed to meet in joint session for the purpose of reviewing the various election bills introduced in both Houses, and it shall be the duty of said joint committee to frame one election bill to be reported to either House,

Which has been adopted by the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

On motion of Mr. Taylor,

The resolution was referred to the select committee on elections.

NOTICES.

Mr. Park gave notice that on some future day he would ask leave to introduce

A bill to amend section 4 of "An act relative to justices' courts in the city of Detroit," being act No. 280 of the session laws of 1883, approved April 25, 1883, and as amended by act No. 272 of the session laws of 1885, approved March 17, 1885.

Also,

A bill to amend section 3 of article 3, of act No. 198, session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," approved May 1, 1873, to provide for the taxation of railroad property, and to repeal section 33 of act approved March 28, 1846, entitled "An act to authorize the sale of the Central railroad and to incorporate the Michigan Central Railroad Company," section 21 of an act approved May 4, 1846, entitled "An act to incorporate the Grand River Valley Railroad Company," section 2 of an act approved May 18, 1846, entitled "An act in regard to the Erie & Kalamazoo Railroad Company," section 31 of an act approved May 9, 1846, entitled "An act to authorize the sale of the Southern railroad, and incorporate the Michigan Southern Railroad Company," and section 9 of an act approved February 13, 1855, entitled "An act to authorize the consolidation of the

Detroit and Pontiac and the Oakland and Ottawa Railroad Company, so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit and Milwaukee Railroad Company."

Mr. McCormick, by request, gave notice that on some future day he would ask leave to introduce

A bill to organize the county of Dickinson.

Also, by request,

A bill to detach surveyed townships numbered thirty-nine, (39), forty (40) and forty-one (41), north of range twenty-eight, (28), west, and the organized townships of Norway and Breitung and the city of Iron Mountain, in the county of Menominee, from said county of Menominee and attach the same to the county of Iron.

Also, by request,

A bill to regulate the transfer of cases in justices' court.

Also, by request,

A bill to provide a Board of Review of assessments in the city of Iron Mountain, in the county of Menominee.

Also, by request,

A bill to detach certain territory from the township of Breitung in the county of Menominee and attach the same to the city of Iron Mountain.

Mr. Smith, by request, gave notice that on some future day he would ask leave to introduce

A bill to amend section 3 of chapter 1, sections 2 and 3 of chapter 2, section 2 of chapter 4, the 25th subdivision of section 2 and section 14 of chapter 5, sections 1, 2, 4, 5, 13 and 14 of chapter 6, section 1 of chapter 8, section 1 of chapter 10, section 1 of chapter 12 and section 19 of chapter 13 of act No. 362 of the general acts of 1869, entitled "An act to incorporate the city of Ironwood in the county of Gogebic," approved April 8, 1889, and to add a new section thereto to stand as section 9 of chapter 2.

Mr. Benson gave notice that on some future day he would ask leave to introduce

A bill to enlarge the boundaries of school district No. 7, town of Vienna, Genesee county.

Also,

A bill to repeal an act providing for the election of a county board of examiners of schools.

Also,

A bill to provide for the election of county secretaries or superintendents of schools and to provide for the salary of the same.

Also,

A bill appropriating money to build a work shop, also a coal shed for the State Prison at Marquette.

Also,

A bill to amend an act regulating the government of the State House of Correction at Marquette, in regard to the admission of visitors to that institution.

Mr. Miller gave notice that on some future day he would ask leave to introduce

A bill to provide for the incorporation of grand and subordinate lodges of Orangemen of the State of Michigan.

Mr. Wilcox gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the city of Corunna in the

county of Shiawassee and State of Michigan, and attach the same to the township of Caledonia in said county.

Mr. Gilbert gave notice that on some future day he would ask leave to introduce

A bill to enlarge and extend the territory and boundaries of school district No. 2, fractional, of the township of Deep River and Adams in Arenac county.

Mr. Holcomb gave notice that on some future day he would ask leave to introduce

A bill to authorize the township board of the township of Nunda, in the county of Cheboygan, to raise money to make public improvements in the township of Nunda.

Also,

A bill to detach surveyed townships Nos. 35 north, ranges 1 and 2 west, from the township of Burt and attach the same to the township of Tuscarora.

Also,

A bill to provide for the filing of leases of goods and chattels in townships and cities in the State of Michigan.

Mr. Mugford gave notice that on some future day he would ask leave to introduce

A bill for the care and maintenance of cemeteries and burying places by the various boards of health of the several counties in this State.

Mr. Doran gave notice that on some future day he would ask leave to introduce

A bill to establish and maintain permanent lines for dock, safety, sanitary, and building purposes, along the shores, in the water and upon the bed of Grand river within the present corporate limits of the city of Grand Rapids; to provide for establishing and maintaining such lines within such territorial limits as may hereafter be included in such city, to provide for acquiring private property upon which to construct suitable masonry walls along such lines and also to provide for the building and maintaining such walls by said city at the expense of the owners of lands over which said lines shall pass.

Also,

A bill to amend sections 1, 8, 13 and 20, of an act, entitled "An act to establish a board of police and fire commissioners in the city of Grand Rapids and to prescribe their powers and duties," approved May 24, 1881.

Also,

A bill to amend section 4 of an act, entitled "An act to authorize a board of public works in and for the city of Grand Rapids, approved March 22, 1873.

Also,

A bill to revise and amend sections 1, 3, 13, and 32, of title 2; sections 3, 8, 10, 11, 22, and 27 of title 3; sections 11, 26, and 33 of title 4; sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 21, and 27 of title 5; sections 2, 3, 6, 10, 11, 17, 19 and 23, of title 6; sections 12, 20, and 26 of title 10 of an act entitled "An act to revise the charter of the city of Grand Rapids," being amendatory of an act entitled "An act to incorporate the City of Grand Rapids, approved April 2, 1850, as amended by the several acts amendatory thereof, approved March 29, 1877, as amended by the several acts amendatory thereof, approved March 29, 1877, as amended by the several acts amendatory thereof and to repeal act No. 463 of the local

acts of 1877, entitled "An act to provide for the election of collectors of taxes for the several wards in the city of Grand Rapids and prescribe the duties of such collectors," approved May 11, 1887.

Mr. Sharp gave notice that on some future day he would ask leave to introduce

A bill to make the president of the village of Newberry an ex officio member of the board of supervisors of Luce county and to fix his compensation.

Mr. Bastone gave notice that on some future day he would ask leave to introduce

A bill to authorize the village of Mayville to borrow money on its faith and credit.

Unanimous consent being given, Mr. Doran presented the following petition:

No. 113. By Mr. Doran: Resolution of directors of the Grand Rapids Mutual Building and Loan Association, opposing the creation of the office of State examiner of building and loan associations.

Referred to committee on banks and corporations.

On motion of Mr. Doran,

The petition was ordered spread upon the Journal, as follows:

At a regular session of the board of directors of the Grand Rapids Mutual Building and Loan Association, held on the 16th day of February, A. D. 1891, the following resolution was offered and unanimously adopted:

Resolved, That it is the sense of this board that the bill introduced in the Legislature of this State by Representative A. White, of this city, relative to the creation of the office of examiner of building and loan associations, is not warranted by the exigencies of the situation and ought not to pass;

Resolved, That the secretary send a copy of this resolution to said Representative White, with a request that the same be presented to said Legislature.

Attest:

EDWARD D. HORTON, *Secretary*.

INTRODUCTION OF BILLS.

Mr. Beers, unanimous consent being given, introduced

Senate joint resolution No. 6, entitled

A joint resolution authorizing the Board of State Auditors to examine, adjust and settle the claim of John Cutler, under certain circumstances.

The joint resolution was read a first and second time by its title and referred to the committee on claims and public accounts.

Mr. Wisner, unanimous consent being given, introduced

Senate joint resolution No. 7, entitled

A joint resolution authorizing the Board of State Auditors to investigate, examine and settle any claim found to be due Josiah W. Begole from the State of Michigan for moneys paid, laid out and expended by him as Governor of the State, in the case of Dullam vs. Wilson.

The joint resolution was read a first and second time by its title and referred to the committee on claims and public accounts.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 176, entitled

A bill to incorporate the Deutscher Landwehr-Unterstützungs-Verein.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. McCormick, unanimous consent being given, introduced
Senate bill No. 177, entitled

A bill to provide for the better protection of dealers in monuments, grave stones, enclosures, or other structures in cemeteries in the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. McCormick, unanimous consent being given, introduced
Senate bill No. 178, entitled

A bill to revise and amend the charter of the city of Ypsilanti, county of Washtenaw, State of Michigan.

The bill was read a first and second time by its title and pending its reference,

On motion of Mr. McCormick,

The bill was laid on the table.

Mr. Brown, unanimous consent being given, introduced
Senate bill No. 179, entitled

A bill to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan, as amended by act No. 172 of the session laws of 1885, relative to the Reform School.

The bill was read a first and second time by its title and referred to the committee on Reform School.

Mr. Brown, unanimous consent being given, introduced
Senate bill No. 180, entitled

A bill to amend section 2 of act No. 222 of the laws of 1887, entitled "An act to prevent crime and punish truancy, and to repeal all laws in conflict therewith.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Holcomb, unanimous consent being given, introduced
Senate bill No. 181, entitled

A bill to provide for the filing of leases of goods and chattels in townships and cities in this State.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Holcomb, unanimous consent being given, introduced
Senate bill No. 182, entitled

A bill to organize the township of Lake in the county of Montmorency.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Holcomb, unanimous consent being given, introduced
Senate bill No. 183, entitled

A bill to regulate the placing of section posts, quarter section posts and eighth section posts, in surveyed sections in this State, to regulate the designs thereon and repeal all acts inconsistent herewith.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Mugford, unanimous consent being given, introduced
Senate bill No. 184, entitled

A bill to detach certain territory from the county of Mason and attach the same to the township of Pentwater in the county of Oceana.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Bastone, unanimous consent being given, introduced
Senate bill No. 185, entitled

A bill to provide that dower and homestead rights shall be barred, in all cases in which a wife, at the age of 16 years or upwards, joins, or has joined, with her husband in the execution of a deed, mortgage or other instrument affecting his real property.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Doran, unanimous consent being given, introduced
Senate bill No. 186, entitled

A bill to regulate the management of sleeping cars or coaches on all railroads in this State.

The bill was read a first and second time by its title and referred to the committee on railroads, and ordered printed for the use of the committee.

Mr. Doran, unanimous consent being given, introduced
Senate bill No. 187, entitled

A bill to provide for the protection of associations and unions of workmen and artisans, in their labels, trade marks, and forms of advertisement, and to punish the counterfeiting and fraudulent use of such labels, trade marks and form of advertisement.

The bill was read a first and second time by its title and referred to the committee on labor interests, and ordered printed for the use of the committee.

Mr. Doran, unanimous consent being given, introduced
Senate bill No. 188, entitled

A bill to repeal act No. 11 of the session laws of 1877, entitled, "An act obstructing the operation and business of railroad companies and other corporations, firms and individuals, the same being compiler's sections 9274, 9275 and 9276 of Howell's annotated statutes of the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on labor interests and ordered printed for the use of the committee.

Mr. Doran, unanimous consent being given, introduced
Senate bill No. 189, entitled

A bill to amend sections 1 and 2 of act No. 222 of the session laws of 1887, entitled "An act to prevent crime and punish truancy," approved June 22, 1887.

The bill was read a first and second time by its title and referred to the committee on judiciary, and ordered printed for the use of the committee.

Mr. Doran, unanimous consent being given, introduced
Senate bill No. 190, entitled

A bill to amend section 11 of an act entitled "An act to amend sections 10, 11, 12, 13, 14, 16, 17, 21, 22, and 23 of chapter 50 of Howell's annotated statutes of Michigan for the year 1882, relative to the State Public School for Dependent and Neglected Children, being compiler's sections 1971, 1972, 1973, 1974, 1975, 1977, 1978, 1981, 1982, 1983, and to add a new section thereto, which shall be known as section 18, being act No. 52 of public acts of 1885," approved April 16, 1885.

The bill was read a first and second time by its title and referred to the committee on State Public School and ordered printed for the use of the committee.

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 191, entitled

A bill to authorize the village of Vicksburg to borrow money for the purpose of making public improvements in said village and to issue its bonds for the payment of the same.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Sabin, unanimous consent having been given, introduced

Senate bill No. 192, entitled

A bill to amend section 12 and 13 of act No. 276 of the session laws of this State for the year 1889, relative to the protection of game.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Benson, unanimous consent being given, introduced

Senate bill No. 193, entitled

A bill to amend section 15 of an act entitled "An act to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137," as amended by act 84 of the public acts of 1877, relative to the Reform School, being 9817 and 9819 of Howell's annotated statutes of 1882, and to add a new section to stand as section 15, approved June 10, 1885.

The bill was read a first and second time by its title and referred to the committee on Reform School.

Mr. Mugford unanimous consent being given, introduced

Senate bill No. 194, entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so called St. Mary's lake drain in the township of Riverton, Mason county Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor.

The bill was read a first and second time by its title and referred to the committee on judiciary, and ordered printed for the use of the committee.

Mr. Mugford unanimous consent being given, introduced

Senate bill No. 195, entitled

A bill to provide for the re-establishment of drains heretofore constructed under void proceedings, and the assessment and collection of taxes therefor.

The bill was read a first and second time by its title and referred to the committee on judiciary, and ordered printed for the use of the committee.

Mr. Mugford, unanimous consent being given, introduced

Senate bill No. 196, entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so called Bickford lake drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Mugford, unanimous consent being given, introduced

Senate bill No. 197, entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so called State Road drain, in the township of Riverton, Mason, county, Michigan, and to provide for and authorize the

re-establishment of such drains and the assessment and collection of taxes therefor.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Mugford, unanimous consent being given, introduced

Senate bill No. 198, entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so called Ox Bow lake drain, in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain, and the assessment and collection of taxes therefor.

The bill was read a first and second time by its title and referred to the committee on judiciary and ordered printed for the use of the committee.

Mr. Crocker, unanimous consent being given, introduced

Senate bill 199, entitled

A bill to prevent the keeping of toll gates and the collection of toll within the corporate limits of any incorporated city or village of this State.

The bill was read a first and second time by its title and pending its reference,

On motion of Mr. Crocker,

The bill was laid on the table.

Mr. Crocker, unanimous consent being given, introduced

Senate bill No. 200, entitled

A bill to authorize the township of Lamotte, in the county of Sanilac, to settle and adjust a certain bond issued to Robert Hoag for highway orders purchased by him and surrendered to said township.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Beers, unanimous consent being given, introduced

Senate bill No. 201, entitled

A bill to repeal sections 1 and 2 of act 190 of the public acts of 1883, being an act to provide for the erection, organization and management of an asylum for insane criminals, and substituting two sections therefor.

The bill was read a first and second time by its title and referred to the committee on Asylum for Criminal Insane.

Mr. Beers, unanimous consent being given, introduced

Senate bill No. 202, entitled

A bill to repeal sections 18, 19 and 20 of the general tax law of 1882, sections 18, 19 and 20 of chapter 27 of the general tax law of 1889, of Howell's annotated statutes of Michigan, and so much of all other acts and parts of acts as relate to township boards of review in townships.

The bill was read a first and second time by its title and referred to the select committee on taxation.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 203, entitled

A bill to provide a charter for the city of Detroit, and to repeal all acts and parts of acts inconsistent with the provisions herewith.

The bill was read a first and second time by its title and on motion of Mr. Parkinson, was referred to the committee on judiciary, and ordered printed for the use of the committee.

Mr. Wisner, unanimous consent being given, introduced

Senate bill No. 204, entitled

A bill to amend section 10 of an act entitled "An act to revise the laws providing for the incorporation of manufacturing companies except such as are contemplated by act No. 42, of the session laws of 1867, which provide for the incorporation of persons or corporations engaged in the manufacture of salt and mercantile companies or any union of the two and to fix the duties and liabilities of such corporations," approved June 20, 1885, session laws of 1885, being section 4137 of Howell's annotated statutes relative to declaring annual dividends of net profits when they exceed ten per cent on the capital invested.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Wisner, unanimous consent being given, introduced

Senate bill No. 205, entitled

A bill to detach certain territory from the county of Shiawassee and attach the same to the county of Saginaw.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Wisner,

The bill was laid on the table.

Mr. Wisner, unanimous consent being given, introduced

Senate bill No. 206, entitled

A bill to provide for a State board of inspectors to have the management and control of the State Prison at Jackson, the State House of Correction and Reformatory at Ionia, the branch of the State Prison at Marquette, the Reform School for boys at Lansing, the Industrial Home for Girls at Adrian, and to provide for the government and discipline of said institutions.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Wisner,

The bill was laid on the table.

Mr. Wisner, unanimous consent being given, introduced

Senate bill No. 207, entitled

A bill to provide for the registration and identification of criminals in the penal institutions of this State by the Bertillon system.

The bill was read a first and second time by its title and pending its reference

On motion of Mr. Wisner,

The bill was laid on the table.

Mr. Smith, unanimous consent being given, introduced

Senate bill No. 208, entitled

A bill to amend sections 1, 8 and 16 of act No. 213 of the session laws of 1889, entitled "An act to provide for the taxation and regulation of the business of manufacturing, keeping for sale, furnishing, giving or delivering spirituous, intoxicating, malt, brewed, fermented or vinous liquors in this State, to provide for the recovery of actual and exemplary damages, and to repeal all acts or parts of acts inconsistent with the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on liquor traffic, and ordered printed for the use of the committee.

Mr. Smith, unanimous consent being given, introduced

Senate bill No. 209, entitled

A bill to repeal act 207 of the session laws of 1889, entitled "An act to

prohibit the manufacture, sale, keeping for sale, giving away or furnishing of vinous, malt, brewed, fermented, spirituous or intoxicating liquors, or any mixed liquors or beverage, any part of which is intoxicating, and to prohibit the keeping of any saloon or other place for the manufacture, sale, storing for sale, giving away or furnishing of such liquors or beverages, and to suspend the general laws of the State relative to the taxation and regulation of the manufacture and sale of such liquors in the several counties in this State under certain circumstances; to authorize the qualified electors of the several counties in this State to express their will in regard to such prohibition by an election, and to authorize and empower the board of supervisors of the several counties, after such election, if they shall determine the result to be in favor of such prohibition, to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of any such liquors, or the keeping of a saloon or any other place for the manufacture, sale, storing for sale, giving away or furnishing of the same within their respective counties; and to provide for penalties and rights of action in case of its violation," and also to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and 24 of said act.

The bill was read a first and second time by its title and referred to the committee on liquor traffic and ordered printed for the use of the committee.

THIRD READING OF BILLS.

Senate bill No. 87 (file No. 45), entitled

A bill to incorporate the village of Warren in the township of Macomb, State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Crocker	Mr. Miller	Mr. Sharp	
Benson	Doran	Mugford	Smith	
Beers	Gilbert	Park	Taylor	
Bochner	Holcomb	Porter	Wilcox	
Brown	McCormick	Sabin	Wisner	20

NAYS.

0

Title agreed to.

House bill No. 78 (file No. 7), entitled

A bill making an appropriation for the Michigan Pioneer and Historical Society, for the years 1891 and 1892,

Was read a third time, and, pending the taking of the vote thereon,

Mr. Bastone moved that the same be laid on the table;

Which motion prevailed.

Senate bill No. 20 (file No. 11), entitled

A bill to amend section 5 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," approved June 8, 1881,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Crocker	Mr. Miller	Mr. Sharp	
Benson	Doran	Mugford	Smith	
Beers	Gilbert	Park	Toan	
Boughner	Holcomb	Porter	Wilcox	
Brown	McCormick	Sabin	Wisner	20

NAYS.

0

Title agreed to.

On motion of Mr. Gilbert,

The Senate took a recess for 20 minutes.

AFTER RECESS.

The Senate met and was called to order by the President.

Roll called; a quorum present.

Leave being asked and unanimous consent being granted, the chairman of the select committee appointed to act upon the petition and protest of James H. Morrow against the right of Hon. George B. Horton to a seat in the Senate, made the following report:

As chairman of the select committee in the matter of the contest of James H. Morrow, for the seat of George B. Horton, Senator from the fifth Senatorial district of the State of Michigan, I have the honor to submit the following report:

The committee had before it the following protest of James H. Morrow as was presented by him on January 12, 1891, and as published in the Legislative Journal of that day:

To the Honorable Senate of the Legislature of Michigan:

I respectfully notify your honorable body that I contest the seat of Hon. Geo. B. Horton, admitted as certified elected from the fifth Senatorial district, comprising the county of Lenawee, basing my contest on the following grounds:

First, For gross irregularities and frauds in the conduct of the election and counting ballots in Hudson.

(a). Tally sheets show 904 ballots; the number taken from the box, 903; double ballots, 13. Labor tickets, on which there was no candidate for Senator either voted for by slips or otherwise, 7.

Total votes for county officers and Senator to be counted..... 883

No. votes for Senator returned as follows:

Geo. B. Horton.....	447
James H. Morrow.....	366
L. C. Chase.....	74

Total returned by board..... 887

This in face of the fact that on several tickets no Senator was voted for.

For county clerk the board certified and returned a total of 900 votes, or 17 more than could possibly have been legally cast.

(b). C. C. Pease, a deputy sheriff under the sheriff who was a candidate for re-election, was gatekeeper at the entrance to the booths, and at the close of the polls assumed to act and did act as an inspector, aiding in counting and stringing the ballots, and was not sworn as an inspector or other official. He was in continuous communication with outside parties relative to returns from other precincts in the county as the count progressed, and the count was delayed some twelve hours after all other precincts had been heard from, it not being finished until about 11 o'clock on the night of November 5th.

(c). The ballots, on the completion of the count, were thrown into a booth and left entirely unguarded, and Inspector Swaney, chairman, said he did not know what became of them, but that he told the town clerk he better nail them up in a box and preserve them, and he did not know when the canvassing board met what had been done with the ballots, so he said when asked concerning it.

(d). Tally clerk Peck, charged with false tallying, was, on protest of Inspector Stephenson, removed by Chairman Swaney from the position.

(e) Figures on the tally sheet where changed. Clerk Hiller, when the board met Thursday afternoon of the 6th to make returns, admitted to changing the tally sheets after the vote was announced, so as to agree with the vote as announced the night before, the tally sheets being illegally left in his possession.

Your petitioner charges that telephone communication was frequent between republican leaders and Mr. Horton at the county seat during the count, and Hudson republicans including Mr. Pease, so that the board there were enabled to return sufficient votes to give Horton a majority on the face of the returns.

Second, The said Geo. B. Horton, at the date of election, and for a long time thereafter, was postmaster at Fruit Ridge, Lenawee county, Mich., having held the office for several years, and until his successor was qualified and commissioned, which was not until December last; therefore said Horton was by virtue of Art. IV, Sec. 6, of the constitution of Michigan, ineligible to the office of Senator in the Legislature, and all votes cast for him were void.

Third, There were illegal votes and gross irregularities in the city of Adrian, whereby your petitioner was deprived of several votes, and illegal, unlawful ballots were given the said Geo. B. Horton.

(a) In the third ward of Adrian, college students not residents of Adrian but residents of other states, were by a Republican board registered and their votes received. Other voters in this ward were illegally and unlawfully refused registration, and deprived of the right to vote, and who if permitted to cast a vote would have voted for your petitioner.

(b) In the fourth ward during temporary absence of the challenger two republicans not registered were permitted to vote, and voted for Mr. Horton, such votes being illegal.

Fourth, The ballots furnished by the Secretary of State were not uniform in color or weight, and so marked was the difference that there was no secrecy in the ballot, whereby many Republican voters in the fear of their employers were constrained to vote for Mr. Horton, who would otherwise have voted the Democratic ticket or portions thereof, including your petitioner. That in the strong Republican precinct of Ogden the inspec-

tors prepared a ballot box with transparent glass sides, so the color and kind of ticket voted could be easily told by the voters, and the secrecy of the ballot was thereby evaded and ignored to the detriment of your petitioner.

For these, and for many other illegal fraudulent acts in conducting the election, your petitioner respectfully protests against permitting the said Horton to be seated as Senator from the fifth Senatorial district, and prays that petitioner may be awarded the seat to which he was fairly and honestly elected, there having been cast for him in said county, and counted by the canvassing board, a total of 5,172 votes, against 1,125 cast for L. C. Chase, these being the only legal ballots cast for Senator in the State Legislature of the 5th senatorial district of the State of Michigan.

January 9, 1891.

JAMES H. MORROW.

The committee was appointed in accordance with the following resolution, adopted on the 14th day of January, 1891:

Resolved, That the President be empowered to appoint a special committee of five Senators to act upon the petition and protest of James H. Morrow, and to investigate the charges made in said protest and petition.

On the 15th day of January, 1891, Mr. Wisner offered the following resolution in the Senate:

Resolved, That the committee appointed to act upon the petition and protest of Morrow vs. Horton, be and they are hereby authorized and instructed to proceed as soon as possible to investigate the allegations and charges contained in said petition and protest, and to notify said Morrow and Horton when and where said investigation will be held and that said committee be and they are hereby authorized to take testimony, to send for persons and papers, and to employ all necessary clerical assistance, and that they report to the Senate as soon as practicable the result of their investigation with such recommendations as they may think proper to make thereupon.

Which resolution was adopted.

In pursuance of the above action of the Senate, the committee met at room 9, Emery House, Adrian, Michigan, on the 20th day of January, 1891, at 9 A. M., in said State, all members of the committee being present, which said committee met from time to time at the said place and also at the village of Hudson, and took all testimony offered by the respective parties, until said case was closed, which said testimony is herewith submitted to the Senate.

Your committee further report that on the 4th day of November, 1890, Mr. Horton was in fact, and to all intents and purposes, a postmaster, acting under and by virtue of his commission issued to him a long time prior thereto by the United States government, he having control of said office and was liable for all misdoings pertaining thereto.

It was contended by counsel for Mr. Horton that he had resigned his office on Nov. 1, the same to take immediate effect, and that this relieved him of his disqualification.

The undisputed facts in connection with this proposition are as follows:

Horton testified that he mailed his resignation to the department at Washington Nov. 1, and it appears in the record that his successor was not appointed until Nov. 17, that he qualified on the 26th day of November, and that his commission bears date December 3 following.

We think this is clearly a violation of section 6, Art. 4, of the Constitution

of the State of Michigan, and have fully decided that all votes cast for Mr. Horton, while holding the office of postmaster as aforesaid, were absolutely void, and therefore recommend to the Senate the adoption of the following resolution:

Resolved, That George B. Horton was not elected as Senator in the State Senate from the fifth senatorial district of the State of Michigan, and that said George B. Horton be and he is hereby unseated; and further

Resolved, That James H. Morrow was duly elected as Senator in the Senate from the fifth senatorial district of the State of Michigan, and that said James H. Morrow be and he is hereby declared seated in the stead of said George B. Horton as Senator from the fifth senatorial district.

PETER E. PARK, *Chairman*.

Mr. Park moved the adoption of the report:

The question then being upon the adoption of the report,

Mr. Taylor moved that the report do lie upon the table:

Which motion did not prevail, the Senators voting thereon by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Brown	Mr. Taylor	Mr. Wilcox	
Benson	Sabin	Toan,		7

NAYS.

Mr. Beers	Mr. Gilbert	Mr. Mugford	Mr. Sharp	
Boughner	Holcomb	Park	Smith	
Crocker	McCormick	Porter	Wisner	
Doran	Miller			14

The question again being upon the adoption of the report, the report was adopted, the Senators voting thereon by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Mugford	Mr. Sharp	
Boughner	Holcomb	Park	Smith	
Crocker	McCormick	Porter	Wisner	
Doran	Miller			14

NAYS.

Mr. Bastone	Mr. Brown	Mr. Taylor	Mr. Toan	
Benson	Sabin			6

Mr. Park moved the adoption of the resolution contained in the report. The question then being upon the adoption of the resolution, viz.,

Resolved, That George B. Horton was not elected as Senator in the State Senate from the fifth senatorial district of the State of Michigan, and that said George B. Horton be and he is hereby unseated; and further

Resolved, That James H. Morrow was duly elected as Senator in the Senate from the 5th senatorial district of the State of Michigan, and that said James H. Morrow be and he is hereby declared seated in the stead of said George B. Horton as Senator from the 5th senatorial district,

The resolution was adopted.

Mr. Taylor gave notice of a motion to reconsider the vote by which the resolution was adopted.

Leave being asked and unanimous consent being given, the chairman of the select committee appointed in the matter of the claim of Charles A. Fridlender to the seat in the Senate occupied by Hon. Benjamin C. Morse, made the following report:

The select committee, to whom was referred the protest of Charles A. Fridlender against the seating of Benjamin C. Morse as Senator from the 26th senatorial district of Michigan, would respectfully report that in pursuance of a resolution of this Senate, they did proceed to the city of Alpena, Michigan, and did there on February 3, 1891, proceed to examine such witnesses as were there produced on the part of the said Charles A. Fridlender, and on the part of the said Benjamin C. Morse, both of which said gentlemen were present in person and also represented by attorneys. That your entire committee did thereupon proceed to sit and listen to the examination of said witnesses until February 6, at which time both parties announced that they had nothing further to offer.

Your committee to whom this matter was referred are unable to agree, though it appears to us that there were a number of men improperly registered in the township of Cummins, in the county of Oscoda, Michigan, and that some 100 votes were illegally cast on election day in said township, and that in the township of Harrisville, in the county of Alcona, some 100 voters were illegally registered and allowed to vote.

Under the circumstances, we are of the opinion that the votes cast in said two townships should be rejected and counted as for naught, by reason of the said gross frauds and irregularities so committed.

MARTIN CROCKER, *Chairman*,
PETER GILBERT.

Mr. Crocker moved the adoption of the report:

The question being upon the adoption of the report,

Mr. Taylor rose to a point of order, his point being that the report did not purport to be a report of the select committee.

The chair declared that the point of order raised by Mr. Taylor was not well taken.

Mr. Crocker moved that the previous question be put;

Which motion prevailed, Mr. Taylor calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Mugford	Mr. Sharp	
Boughner	Holcomb	Park	Smith	
Crocker	McCormick	Porter	Wisner	
Doran	Miller			14

NAYS.

Mr. Bastone	Mr. Sabin	Mr. Toan	Mr. Wilcox	
Brown	Taylor			6

The question again being upon the adoption of the report,

The report was adopted, the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Mugford	Mr. Sharp
Boughner	Holcomb	Park	Smith
Crocker	McCormick	Porter	Wisner
Doran	Miller		

14

NAYS.

Mr. Bastone	Mr. Brown	Mr. Taylor	Mr. Wilcox
Benson	Sabin	Toan	

7

Leave being asked and unanimous consent being granted, Mr. Crocker offered the following resolution:

WHEREAS, It appears that great irregularities and frauds have been committed in the township of Cummins, Oscoda county, and in the township of Harrisville, Alcona county, in votes that were counted for Benjamin C. Morse, by reason of which he was declared elected; without which said votes said Morse was not elected; therefore

Resolved, That the entire vote of said two townships of Cummins and Harrisville be declared null and void;

Resolved, further, That the seat of the said Benjamin C. Morse in this Senate as Senator from the 26th senatorial district of the State of Michigan, be and the same is hereby declared vacant.

On motion of Mr. Crocker,

The resolution was adopted.

Leave being asked and unanimous consent being granted, Mr. Crocker offered the following resolution:

WHEREAS, As the entire vote of the people in the township of Cummins, Oscoda county, and in the township of Harrisville, in Alcona county, was illegally cast by reason of gross frauds and irregularities in said townships, and by reason of which the board of canvassers declared that Benjamin C. Morse was duly elected Senator for the 26th senatorial district of this State, when, as a matter of fact, Charles A. Fridlender should have been declared elected; therefore

Resolved, That the said Charles A. Fridlender be and he is hereby declared duly elected Senator for the 26th Senatorial district of Michigan, and entitled to the seat recently made vacant by the removal of Benjamin C. Morse.

On motion of Mr. Crocker,

The resolution was adopted.

Mr. Park moved to adjourn;

Which motion did not prevail.

Mr. Doran moved to reconsider the vote by which the resolution was adopted unseating Benjamin C. Morse from his seat in the Senate.

Mr. Park moved to indefinitely postpone the motion to reconsider the said vote;

Which motion prevailed.

Mr. Doran moved to reconsider the vote by which the resolution was adopted seating Charles A. Fridlender as Senator from the 26th district in the stead of Benjamin O. Morse.

Mr. Park moved to indefinitely postpone the motion to reconsider the said vote;

Which motion prevailed.

Mr. Doran moved to reconsider the vote by which the resolution was adopted, unseating George B. Horton from his seat in the Senate and seating James H. Morrow as Senator from the 5th district in the stead of said George B. Horton.

Mr. Park moved to indefinitely postpone the motion to reconsider the said vote;

Which motion prevailed.

Mr. Crocker moved to adjourn,

Which motion prevailed.

Lansing, Wednesday, February 25, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

The President of the Senate announced that he had, on the morning of this day, administered the oath of office to Senators Fridlender and Morrow, and he presented the following oath subscribed to by the said Senators:

We do, each of us, solemnly swear that we will support the constitution of the United States, the constitution of the State of Michigan, and discharge the duties of the office of Senator in the State Legislature to the best of our ability, so help us God.

CHARLES A. FRIDLENDER,
JAMES H. MORROW.

Lansing, February 25, 1891.

The oath, as subscribed, was ordered spread upon the Journal.

Mr. Milnes offered the following protest:

SENATE CHAMBER,
Lansing, February 25, 1891. }

The undersigned, acting under section 10 article 4 of the constitution, hereby solemnly protest against the entire action of the Senate appearing on the Journal as having been transacted after the recess in the session of February 24th instant.

They protest on the ground that the report presented by Senator Park, and purporting to be the report of the select committee on the contest of James H. Morrow, for the seat of Geo. B. Horton, was not the action or by the authority of the said committee.

They protest on the ground that the report presented by Senators Crocker and Gilbert, on the claim of Charles A. Fridlender for the seat occupied by Hon. Benjamin C. Morse, was not by the action or authority of the select committee appointed to investigate the said claim.

They protest on the ground that this summary determination of the right of two Senators to their seats in this body before the facts in the cases have been considered by the committees appointed to investigate

them, is an outrage and wrong upon the Senators concerned, upon their constituents and upon the Senate.

They protest against the seating of Charles A. Fridlender in place of Benjamin C. Morse, on the ground that at the time the resolutions vacating the seat of Benjamin C. Morse and declaring Charles A. Fridlender entitled to the said seat were acted upon, there was not a quorum of the Senate present.

Affidavits are hereto attached and made a part of this protest.

W. H. WITHINGTON, 6th District.
 JAN W. GARVELINK, 10th District.
 MARDEN SABIN, 8th District.
 GEO. B. HORTON.
 ROBERT R. WILKINSON, 29th District.
 BENJ. C. MORSE.
 ROBERT L. TAYLOR, 16th District.
 JOSEPH FLESHIEM, 31st District.
 JOHN H. D. STEVENS, 32d District.
 A. OREN WHEELER, 28th District.
 ALFRED MILNES, 7th District.
 FRANK L. PRINDLE, 24th District.
 JOSEPH M. WEISS, 2d District.
 AARON B. BROWN, 23d District.
 JOHN BASTONE, 17th District.
 WILLIAM TOAN, 19th District.
 MARCUS WILCOX, 12th District.
 JOHN R. BENSON, 13th District.

STATE OF MICHIGAN, }
 County of Ingham. }

Joseph M. Weiss, William H. Withington, Alfred Milnes, Marden Sabin, Jan. M. Garvelink, Marcus Wilcox, John R. Benson, John Bastone, William Toan, Aaron Brown, Frank L. Prindle, Benjamin C. Morse, A. Oren Wheeler, Robt. R. Wilkinson Joseph Fleshier, John H. D. Stevens, being first by me duly sworn, severally depose and say that they are members of the Senate of the State of Michigan for the year 1891.

That the official Journal of the Senate of Tuesday, Feb. 24, 1891, records that the following resolutions were adopted by the Senate, viz:

Leave being asked and unanimous consent being granted, Mr. Crocker offered the following resolution:

WHEREAS, It appears that great irregularities and frauds have been committed in the township of Cummins, Oscoda county, and in the township of Harrisville, Alcona county, in votes that were counted for Benjamin C. Morse, by reason of which he was declared elected; without which said votes said Morse was not elected; therefore

Resolved, That the entire vote of said two townships of Cummins and Harrisville be declared null and void;

Resolved, further, That the seat of the said Benjamin C. Morse in this Senate as Senator from the 26th senatorial district of the State of Michigan, be and the same is hereby declared vacant.

On motion of Mr. Crocker,

The resolution was adopted.

Leave being asked and unanimous consent being granted, Mr. Crocker offered the following resolution:

WHEREAS, As the entire vote of the people in the township of Cum-

mins, Oscoda county, and in the township of Harrisville, in Alcona county, was illegally cast by reason of gross frauds and irregularities in said townships, and by reason of which the board of canvassers declared that Benjamin C. Morse was duly elected Senator for the 26th senatorial district of this State, when, as a matter of fact, Charles A. Fridlender should have been declared elected; therefore

Resolved, That the said Charles A. Fridlender be and he is hereby declared duly elected Senator for the 26th Senatorial district of Michigan, and entitled to the seat recently made vacant by the removal of Benjamin C. Morse.

That the entire number of Senators is 32, of which number 17 members are necessary to constitute a quorum for the transaction of any business whatever; that at the time when said Journal records said resolutions to have been adopted, the above named Senators, 16 in number, each for himself swears that he was not present in the Senate Chamber, and did not in any way participate in making a quorum of said Senate, whereby the transaction of any business could be in order, or legally transacted; that at the time when said resolution purports to have been adopted by said Senate there was not a quorum of the Senate present, and no business could have been transacted; that no such resolutions as above set forth were adopted by the Senate at any time on said 24th day of February, A. D. 1891, when a quorum of the Senate were present; that said resolutions were not adopted by the Senate, and that said Journal of said 24th day of February is entirely false and incorrect, in as far as it purports to record that said resolutions were adopted.

Subscribed and sworn to before me this 25th day of February, A. D. 1891.

JAN W. GARVELINK, 10th District.
 ROBERT R. WILKINSON, 29th District.
 W. H. WITHINGTON, 6th District.
 MARDEN SABIN, 8th District.
 BENJ. C. MORSE.
 JOSEPH FLESHIEM, 31st District.
 JOHN H. D. STEVENS, 32d District.
 A. OREN WHEELER, 28th District.
 ALFRED MILNES, 7th District.
 FRANK L. PRINDLE, 24th District.
 JOS. M. WEISS, 2d District.
 AARON B. BROWN, 23d District.
 JOHN BASTONE, 17th District.
 WILLIAM TOAN, 19th District.
 MARCUS WILCOX, 12th District.
 JOHN R. BENSON, 13th District.

Subscribed and sworn before me, a notary public in and for said county, this 25th day of February, A. D. 1891.

D. L. CROSSMAN, *Notary Public*.

STATE OF MICHIGAN, }
 County of Ingham, } ss.

Robert L. Taylor, being first by me duly sworn, deposes and says that he is a member of the Senate of the State of Michigan for the year A. D. 1891; that he was in attendance during the session of said body on the 24th day of February, A. D. 1891; that the official Journal of said

Senate of said 24th day of February, A. D. 1891, shows that the following resolutions were adopted by the Senate, viz.:

Leave being asked, and unanimous consent being granted, Mr. Crocker offered the following resolution:

WHEREAS, It appears that great irregularities and frauds have been committed in the township of Cummins, Oscoda county, and in the township of Harrisville, Alcona county, in votes that were counted for Benjamin C. Morse, by reason of which he was declared elected, without which said votes said Morse was not elected; therefore

Resolved, That the entire vote of said two townships of Cummins and Harrisville be declared null and void;

Resolved, further, That the seat of said Benjamin C. Morse in this Senate as Senator from the 26th senatorial district of the State of Michigan, be and the same is hereby declared vacant.

On motion of Mr. Crocker, the resolution was adopted.

Leave being asked and unanimous consent being granted, Mr. Crocker offered the following resolution:

WHEREAS, As the entire vote of the people in the township of Cummins, Oscoda county, and in the township of Harrisville, in Alcona county, was illegally cast by reason of gross frauds and irregularities in said townships, and by reason of which the board of canvassers declared that Benjamin C. Morse was duly elected Senator for the 26th senatorial district of this State, when, as a matter of fact, Charles A. Fridlender should have been declared elected; therefore

Resolved, That the said Charles A. Fridlender be and he is hereby declared duly elected Senator for the 26th senatorial district of Michigan, and entitled to the seat recently made vacant by the removal of Benjamin C. Morse.

That at the time when said resolutions purport to have been adopted the following Senators only were present, viz: This affiant and Messrs. Beers, Boughner, Crocker, Doran, Gilbert, Holcomb, McCormick, Miller, Muford, Park, Porter, Sharp, Smith, Wisner, fifteen in all; that no other Senators were present and that a quorum of said body consists of seventeen members; that a less number than a quorum cannot transact any business; that no quorum was present when said resolutions purport to have been adopted; that at the time when said resolutions were pending before the Senate there was not a quorum of that body present; that this affiant arose in the Senate chamber and called the attention of the President to the fact that there was not a quorum present; that any member of the Senate is entitled to demand the yeas and nays on any pending question as provided by rule number 41 of the Senate rules; that before said resolutions were put to vote, and while they were pending, affiant demanded that the yeas and nays be taken and recorded upon the Journal; that the President of the Senate neglected and refused to comply with said request; that if the yeas and nays had been recorded as demanded by this affiant the result would have revealed the fact that there was not a quorum of the Senate present.

This deponent further says that said Journal of said 24th day of February is incorrect and false in that it does not show that this affiant raised the question that there was no quorum of the Senate present, and demanded the yeas and nays when said resolutions were pending, as hereinbefore set forth, but on the contrary entirely suppresses said facts.

ROBERT L. TAYLOR.

Subscribed and sworn to before me, this 25th day of February, A. D. 1891.

D. L. CROSSMAN.

After the protest, with the exception of the affidavit of Senator Robert L. Taylor thereto attached, had been read, Mr. Park moved to dispense with the further reading:

Which motion prevailed, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Morrow	Mr. Sharp
Boughner	Holcomb	Mugford	Smith
Crocker	McCormick	Park	Wisner
Doran	Miller	Porter	President
Fridlender			

17

NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Stevens	Mr. Wheeler
Benson	Milnes	Taylor	Wilcox
Brown	Prindle	Toan	Wilkinson
Fleishiem	Sabin	Weiss	Withington

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Mr. Milnes rose to a point of order, his point being that Senators Fridlender and Morrow should not be allowed to vote upon the question just put.

The chair declared the point not well taken.

Whereupon Mr. Milnes appealed from the decision of the chair.

The question then being, "Shall the decision of the chair stand as the judgment of the Senate?"

The decision was sustained, the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Fridlender	Mr. Miller	Mr. Porter
Boughner	Gilbert	Morrow	Sharp
Crocker	Holcomb	Mugford	Smith
Doran	McCormick	Park	Wisner

16

NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Stevens	Mr. Wheeler
Benson	Milnes	Taylor	Wilcox
Brown	Prindle	Toan	Wilkinson
Fleishiem,	Sabin	Weiss	Withington

16

Mr. Milnes then rose to a second point of order, his point being that the President had voted upon the foregoing question of sustaining his own decision.

The chair decided that the point was not well taken, stating that he had not voted on the question.

Mr. Wisner moved that all the protests and accompanying affidavits do lie on the table;

Which motion prevailed,

Mr. Milnes calling for the yeas and nays, and the Senators voting thereon as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Morrow	Mr. Sharp
Boughner	Holcomb	Mugford	Smith
Crocker	McCormick	Park	Wisner
Doran	Miller	Porter	President
Fridlender			

17

NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Stevens	Mr. Wheeler
Benson	Milnes	Taylor	Wilcox
Brown	Prindle	Toan	Wilkinson
Fleishem	Sabin	Weiss	Withington 16

Mr. Withington offered the following protest:

WHEREAS, It appears by the action of the Senate this day that two gentlemen, namely, Fridlender and Morrow, under the claim of being members of the Senate of the State of Michigan, by virtue of certain action recorded in the Senate Journal of yesterday, have been privately and surreptitiously sworn in as entitled to seats as members of this body; therefore

The undersigned do most vigorously protest against this unusual, improper and illegal method of administering the oath of office, and we do most positively affirm that if the said gentlemen are entitled to seats upon this floor they should be received and sworn in open Senate in a manner indicative of the belief that they were entitled to open publicity as to the time and the method of their induction into office. It should be beneath the dignity of the State Senate and every individual member thereof, to enter upon the discharge of such high duties in such an unusual and questionable manner.

JOS. M. WEISS, 2d district.
 FRANK L. PRINDLE, 24th district.
 MARDEN SABIN, 8th district.
 JAN W. GARVELINK, 10th district.
 WILLIAM TOAN, 19th district.
 BENJAMIN C. MORSE,
 JOSEPH FLESHIEM, 31st district.
 AARON B. BROWN, 23d district.
 A. O. WHEELER, 28th district.
 WM. H. WITHINGTON, 6th district.
 ALFRED MILNES, 7th district.
 ROBERT R. WILKINSON, 29th dist.
 R. L. TAYLOR, 16th district.

The protest was read, after which Mr. Wisner moved to lay the protest on the table;

Which motion prevailed.

Mr. Milnes moved to reconsider the motion by which the protest was laid on the table.

Mr Doran moved that Mr. Milnes motion to reconsider be indefinitely postponed;

Which motion prevailed, the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Morrow	Mr. Sharp
Boughner	Holcomb	Mugford	Smith
Crocker	McCormick	Park	Wisner
Doran	Miller	Porter	President
Fridlender			

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NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Stevens	Mr. Wheeler
Benson	Milnes	Taylor	Wilcox
Brown	Prindle	Toan	Wilkinson
Fleshiem	Sabin	Weiss	Withington 16

Messrs. Bastone, Benson, Toan and Sabin each rose to a question of privilege, asking that their names be stricken from the Journal of Tuesday, February 24th, where they appeared as voting upon the adoption of the report made by the select committee in the matter of the contest of Fridlender vs. Morse.

The questions of privilege were ordered stated in the Journal.

PRESENTATION OF PETITIONS.

No. 114. By Mr. Brown: Resolutions of the Grand Association, Patrons of Industry, relative to the action of the Senate in unseating Messrs. Horton and Morse, and seating Messrs Morrow and Fridlender in their stead.

The resolutions were read.

Mr. Wisner moved that the resolutions do lie on the table;

Which motion prevailed, Mr. Milnes calling for the yeas and nays and the Senators voting thereon as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Morrow	Mr. Sharp
Boughner	Holcomb	Mugford	Smith
Crocker	McCormick	Park	Wisner
Doran	Miller	Porter	President
Fridlender			

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NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Stevens	Mr. Wheeler
Benson	Milnes	Taylor	Wilcox
Brown	Prindle	Toan	Wilkinson
Flesheim	Sabin	Weiss	Withington 16

No. 115. By Mr. Wilcox: Petition of citizens of Chesaning township, Saginaw county, relative to detaching certain territory from Saginaw county and attaching the same to Shiawassee county.

Referred to the committee on counties and townships.

On motion of Mr. Wilcox,

The petition was ordered spread upon the Journal as follows:

To the Honorable the Senate and House of Representatives of the State of Michigan:

Your petitioners would respectfully represent that they are citizens of the township of Chesaning in the county of Saginaw, Michigan, and would most respectfully ask of your honorable body that you detach the townships of Chapin, Brady, Chesaning and Maple Grove from the county of Saginaw and attach the same to the county of Shiawassee.

(Signed)

D. O. QUIGLEY,

And 215 others.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 24, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 474, entitled

A bill to extend the time for the collection of taxes in the township of Mussey in the county of St. Clair for the year 1890,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on judiciary.

INTRODUCTION OF BILLS.

Mr. Wheeler, unanimous consent being given, introduced

Senate bill No. 210, entitled

A bill to extend the corporate limits of the village of Manton.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Wheeler, unanimous consent being given, introduced

Senate bill No. 211, entitled

A bill to incorporate the village of Benzonia, in the county of Benzie.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Wilkinson, unanimous consent being given, introduced

Senate bill No. 212, entitled

A bill to amend sections 1, 4, 7, 8, and 9, of act No. 111, of the public acts of 1889, being an act entitled "An act to protect fish, and to regulate fishing in the waters of this State, by providing close seasons, for certain kinds of fish, by prohibiting the catching of fish in certain specified ways, by prohibiting the catching of fish, of certain sizes, and in certain waters, and for certain purposes, by prohibiting the obstruction of the free passage of fish, and by prohibiting the sale of certain kinds of fish, to protect persons engaged in fish culture, and to repeal inconsistent acts," approved May 24, 1889, and to add a new section thereto, to stand as section 16.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Toan, unanimous consent being given, introduced
Senate bill No. 213, entitled

A bill to amend sections 4, 5, 6, 9, 11, 12, 15, 37, 39, 45, 48, 61, 62, 64, 83, 92, 100, 103, 110, and to repeal sections 44, 63 and 70 of act No. 219 of the session laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21, 1873, and all acts and parts of acts amendatory of said sections, and to add thereto two new sections to stand as sections 114 and 115.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Miller, by request, unanimous consent being given, introduced
Senate bill No. 214, entitled

A bill to prescribe the manner of conducting and preventing fraud and deception at elections in this State, and for voting and counting votes by means of a mechanical recorder and counter.

The bill was read a first and second time by its title and referred to the select committee on elections.

Mr. Fleshier, unanimous consent being given, introduced
Senate bill No. 215, entitled

A bill to authorize the county of Menominee to join with the proper authorities in the State of Wisconsin to construct and keep in repair a bridge across the Menominee river and to raise money therefor.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Fleshier, unanimous consent being given, introduced
Senate bill No. 216, entitled

A bill to regulate the transfer of cases in justice court.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Fleshier, unanimous consent being given, introduced
Senate bill No. 217, entitled

A bill to detach certain lands from the township of Breitung, in the county of Menominee, and to attach the same to the city of Iron Mountain in said county.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Fleshier, unanimous consent being given, introduced
Senate bill No. 218, entitled

A bill to provide a board of review and assessments in the city of Iron Mountain in the county of Menominee.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Fleshier, unanimous consent being given, introduced
Senate bill No. 219, entitled

A bill to organize the county of Dickinson.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Fleshier, unanimous consent being given, introduced
Senate bill No. 220, entitled

A bill to detach townships numbered 39, 40 and 41 north, range 28 west, and the organized townships of Norway and Breitung and the city

of Iron Mountain, in the county of Menominee, from said county of Menominee and attach the same to the county of Iron.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Fleshiem, unanimous consent being given, introduced
Senate bill No. 221, entitled

A bill relative to the recovery and taxation of costs in suits commenced by attachment in the circuit courts, where personal service of the suit has not been made.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Fleshiem

The bill was laid on the table.

Mr. Fleshiem, unanimous consent being given, introduced
Senate bill No. 222, entitled

A bill to amend sections 8964 and 8967 of Howell's statutes.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Fleshiem,

The bill was laid on the table.

Mr. Fleshiem, unanimous consent being given, introduced
Senate bill No. 223, entitled

A bill to establish, protect and enforce the rights of mechanics and other persons furnishing labor or materials for the erection, altering, repairing or ornamenting of buildings, machinery, wharves, and all other structures.

The bill was read a first and second time and, pending its reference,

On motion of Mr. Fleshiem,

The bill was laid on the table.

Mr. Weiss, unanimous consent being given, introduced
Senate bill No. 224, entitled

A bill to provide for ceding to the United States of America exclusive jurisdiction over the property selected for fish hatching purposes.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Weiss, unanimous consent being given, introduced
Senate bill No. 225, entitled

A bill to amend section —, chapter —, of act No. 326, of the session laws of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, so as to provide for the clearing of the streets during the progress of processions therein.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Weiss, unanimous consent being given, introduced
Senate bill No. 226, entitled

A bill to provide for a speedy remedy against obligors on bonds, given to stay executions.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Weiss, unanimous consent being given, introduced
Senate bill No. 227, entitled

A bill making dogs personal property in certain cases.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 228, entitled

A bill to amend section 2, chapter 52, Howell's annotated statutes entitled "An act for the protection of children in certain cases."

The bill was read a first and second time by its title and referred to the committee on labor interests.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 229, entitled

A bill to amend act No. 196 of the session laws of 1885, being compiler's section 1909e of Howell's annotated statutes of Michigan, entitled "An act to provide for the protection of hotel keepers, and to punish frauds thereon."

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 230, entitled

A bill to provide for a board of public works, for the city of Detroit.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Doran, unanimous consent being given, introduced

Senate bill No. 231, entitled

A bill to detach a certain portion of Laird township, Houghton county, and form the same into a new township to be known as the township of Fainham.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Crocker, unanimous consent being given, introduced

Senate bill No. 232, entitled

A bill to provide for the incorporation of the High Court of the Independent Order of Foresters for the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on religious and benevolent societies.

Mr. Crocker, unanimous consent being given, introduced

Senate bill No. 233, entitled

A bill to amend sections 1, 16, 24, and 28 of act No. 187 of the public acts of 1887, entitled "An act to revise the laws providing for the incorporation of cooperative and mutual benefit associations and to define the powers and duties and regulate the transaction of business of all such corporations and associations doing business within this State," approved June 17, 1887.

The bill was read a first and second time by its title and referred to the committee on religious and benevolent societies.

Mr. Doran, unanimous consent being given, introduced

Senate bill No. 234, entitled

A bill to amend section 3 of an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by the several acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Mugford, unanimous consent being given, introduced

Senate bill No. 235, entitled

A bill repealing act No. 231 of the session laws of 1889, being "An act to amend section 27 of chapter 1 of act No. 243 of the public acts of 1881, being an act relating to the establishment, opening and improvement and maintaining of private roads, and the building, repairing and preservation of bridges within this State," as amended by act No. 166 of the public acts of 1883, approved July 1, 1889.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Doran, unanimous consent being given, introduced
Senate bill No. 236, entitled

A bill to amend sections 1, 8, 13 and 20 of an act entitled "An act to establish a board of police and fire commissioners in the city of Grand Rapids, and to prescribe their powers and duties," approved May 24, 1881.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Doran unanimous consent being given, introduced
Senate bill No. 237, entitled

A bill to revise and amend sections 1, 3, 13 and 32, of title 2; sections 3, 8, 10, 11, 22 and 27 of title 3; sections 11, 26 and 33, of title 4; sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 21 and 27, of title 5; sections 2, 3, 6, 10, 11, 17, 19 and 23, of title 6; sections 12, 20 and 26 of title 10, of an act entitled "An act to revise the charter of the city of Grand Rapids," being amendatory of an act entitled "An act to incorporate the city of Grand Rapids," approved April 2, 1850, as amended by the several acts amendatory thereof," approved March 29, 1877, and to repeal act No. 463 of the local acts of 1887, entitled "An act to provide for the election of collector of taxes for the several wards of the city of Grand Rapids, and to prescribe the duties of such collector," approved May 11, 1887.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Garvelink, unanimous consent being given, introduced
Senate bill No. 238, entitled

A bill to amend sections 1 and 2 of "An act for protection of peach and other fruit trees from the yellows," session laws of 1881, approved May 31, 1881, being sections 2225 and 2228 of Howell's annotated statutes.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Garvelink,
The bill was laid on the table.

Mr. Garvelink, unanimous consent being given, introduced
Senate bill No. 239, entitled

A bill making an appropriation for the exhibition of horticultural productions of Michigan at the Columbian Exposition to be held in Chicago in 1893.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Garvelink,
The bill was laid on the table.

Mr. Wisner, unanimous consent being given, introduced
Senate bill No. 240, entitled

A bill to authorize and empower sheriffs to perform the duties of Game

and Fish Warden in their respective counties in this State, and to provide their compensation therefor.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Prindle, unanimous consent being given, introduced
Senate bill No. 241, entitled

A bill to provide for the ceding to the United States of exclusive jurisdiction over the site and grounds selected, or to be hereafter selected for the erection of a building or buildings for Indian school purposes, or during the time the United States shall be or remain the owner thereof for all purposes except the administration of the criminal laws of the State of Michigan, and the service of civil process therein.

The bill was read a first and second time by its title and referred to the committee on federal relations.

Mr. Prindle, unanimous consent being given, introduced
Senate bill No. 242, entitled

A bill to legalize the taxes of the village of Gladwin, in the county of Gladwin, for the year 1888.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Holcomb, unanimous consent being given, introduced
Senate bill No. 243, entitled

A bill to authorize the township board of the township of Nunda, in Cheboygan county, to raise money to make public improvements in the township of Nunda.

The bill was read a first and second time by its title and referred to the committee on counties and townships, and ordered printed for the use of the committee.

Mr. Holcomb, unanimous consent being given, introduced
Senate bill No. 244, entitled

A bill to detach certain territory from the township of Burt, Cheboygan county, and attach the same to the township of Tuscarora, Cheboygan county.

The bill was read a first and second time by its title and referred to the committee on counties and townships and ordered printed for the use of the committee.

Mr. Taylor, unanimous consent being given, introduced
Senate bill No. 245, entitled

A bill to prescribe the manner of conducting all general, special, city, township and village elections in this State and to prevent fraud and deception thereat.

The bill was read a first and second time by its title and referred to the select committee on elections.

Mr. Beers, unanimous consent being given, introduced
Senate bill No. 246, entitled

A bill to amend the title and sections 1, 2, 7, 9, 10, 11 and 15, and to change the numbers of sections 16 and 17 and to add new sections known as numbers 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32 and 33 to an act entitled "An act to provide for the incorporation of trust, deposit and security companies," and to repeal act 58 of the session laws of 1871, approved March 29, 1871, entitled "An act to provide for the incorporation of trust, deposit and security companies," being chapter 88 of Howell's annotated statutes; also to repeal act No. 123 of session laws of

1883, approved May 25, 1883, entitled "An act to amend section 9 of act 58 of the session laws of 1871," approved March 29, 1871, being compiler's section 2290, relative to the corporate rights of trust, deposit and security companies.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. McCormick, unanimous consent being given, introduced
Senate bill No. 247, entitled

A bill to regulate the business of pawnbrokers within this State.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. McCormick,

The bill was laid on the table.

Mr. McCormick, unanimous consent being given, introduced
Senate bill No. 248, entitled

A bill to straighten, widen and deepen Stony creek in the county of Monroe, and to make an appropriation therefor.

The bill was read a first and second time by its title and, pending its reference,

On motion of Mr. McCormick,

The bill was laid on the table.

Mr. McCormick, unanimous consent being given, introduced
Senate bill No. 249, entitled

A bill to provide for the construction of a drain on the west side of and adjacent to the Flint and Pere Marquette railroad in the township of Ash, Monroe county, said drain to be constructed at the expense of said railroad company.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. McCormick,

The bill was laid on the table.

Mr. Benson, unanimous consent being given, introduced.

Senate bill No. 250, entitled

A bill to amend an act for the reorganization of the military forces of the State of Michigan, being No. 16 of the session laws of 1862, as amended by act 124 of the session laws of 1871, being sections 879, 880, 881, 910 and 977 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on military affairs.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 251, entitled

A bill to amend act No. 124 of the session laws of 1865, act No. 28 of the session laws of 1871, act No. 163 of the session laws of 1875, act No. 208 of the session laws of 1881, being compiler's section 1591 of Howell's annotated statutes, entitled "An act making all general election days a legal holiday."

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wilcox, unanimous consent being given, introduced

Senate joint resolution No. 8, entitled

A joint resolution authorizing the board of State Auditors to exchange certain property located in the city of Lansing to be used and occupied as

a residence for the Governor and to make certain repairs and improvements thereon.

The joint resolution was read a first and second time by its title and referred to the committee on public buildings.

Mr. Toan, unanimous consent being given, introduced

Senate bill No. 252, entitled

A bill to regulate the practice and business of embalming the dead bodies of human beings.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Toan,

The bill was laid on the table.

Mr. Beers, unanimous consent being given, introduced

Senate bill No. 253, entitled

A bill to amend chapter 194, of Howell's annotated statutes, entitled "The State Agricultural College."

The bill was read a first and second time by its title and referred to the committee on Agricultural College.

Mr. Miller, unanimous consent being given, introduced

Senate bill No. 254, entitled

A bill making an appropriation for a building for metallurgy and for the equipment and fitting up of the same, and for the equipment, fitting up and furnishing of an electrical engineering laboratory, a physical laboratory, drawing room, chemical laboratory, petrographical department, library and other departments of the Mining School at Houghton, in the county of Houghton, Michigan.

The bill was read a first and second time by its title and referred to the committee on Mining School.

Mr. Crocker, unanimous consent being given, introduced

Senate bill No. 255, entitled

A bill to amend act No. 136 of the session laws of Michigan of 1885.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Crocker,

The bill was laid on the table.

Mr. Fridlender, unanimous consent being given, introduced

Senate bill No. 256, entitled

A bill to incorporate the village of Tawas City, in Iosco county, into a city.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Fridlender,

The bill was laid on the table.

Mr. Beers, unanimous consent being given, introduced

Senate bill No. 257, entitled

A bill to make an appropriation for analyses of suspected waters, foods and other substances, and to otherwise increase the efficiency of the State Board of Health in restricting dangerous diseases.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Beers, unanimous consent being given, introduced

Senate bill No. 258, entitled

A bill to fix the salary of a chief clerk in the office of the State Board of Health.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Beers, unanimous consent being given, introduced

Senate bill No. 259, entitled

A bill to prevent the spread of dangerous communicable diseases, by providing for the punishment of willful offenders.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Beers, unanimous consent being given, introduced

Senate bill No. 260, entitled

A bill to prevent the introduction of a dangerous communicable disease into any township, city or village in Michigan, except under specified regulations.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 261, entitled

A bill to amend section 1 of paragraph 1354 of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and pending its reference,

On motion of Mr. Park,

The bill was laid on the table.

Mr. Prindle, unanimous consent being given, introduced

Senate bill No. 262, entitled

A bill to incorporate the city of St. Louis.

The bill was read a first and second time by its title and, pending its reference,

On motion of Mr. Prindle,

The bill was laid on the table.

Mr. Benson, unanimous consent being given, introduced

Senate bill No. 263, entitled

A bill to abolish the county board of school examiners and provide for the election of county superintendent of schools.

The bill was read a first and second time by its title and pending its reference,

On motion of Mr. Benson,

The bill was laid on the table.

Mr. Benson, unanimous consent being given, introduced

Senate bill No. 264, entitled

A bill to provide for the election of a secretary of the board of school examiners of each county of this State.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Sabin, unanimous consent being given, introduced

Senate Bill No. 265, entitled

A bill to amend laws of 1885, approved February 17, 1885, being act No. 4, section 1, relative to the payment of bounties for the killing of English sparrows, by repealing section 2259b, 2259c, 2259d of Howell's annotated statutes of 1889.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Sabin,

The bill was laid on the table.

Mr. Bastone, unanimous consent being given, introduced

Senate bill No. 266, entitled

A bill to provide for a tax to be levied upon fishermen of the waters of the great lakes.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Bastone,

The bill was laid on the table.

Mr. Stevens, unanimous consent being given, introduced

Senate bill No. 267, entitled

A bill to provide for the incorporation of the Austrian Tyrolean Benevolent Society in this State.

The bill was read a first and second time by its title and referred to the committee on religious and benevolent societies.

Mr. Fridlender, unanimous consent being given, introduced

Senate bill No. 268, entitled

A bill to authorize the village of East Tawas to provide electric lights for dwellings, stores and other business places and to extend its electric light system beyond the village limits in certain cases.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Stevens, unanimous consent being given, introduced

Senate bill No. 269, entitled

A bill to amend section 3, of chapter 1; sections 2 and 3, of chapter 2; section 2, of chapter 4; the twenty-fifth subdivision of section 2 and section 14, of chapter 5; sections 1, 2, 4, 5, 13 and 14, of chapter 6; section 1, of chapter 8; section 1, of chapter 10; section 1, of chapter 12, and section 19, of chapter 13, of act No. 362 of the local acts of 1889, entitled "An act to incorporate the city of Ironwood, in the county of Gogebic," approved April 8, 1889, and to add a new section thereto to stand as section 9 of chapter 2.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Benson, unanimous consent being given, introduced

Senate bill No. 270, entitled

A bill providing for the payment by the State of arrears of bounties offered to soldiers and sailors and remaining due to them and to their heirs.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Benson,

The bill was laid on the table.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 271, entitled

A bill to provide for the boundary line of the city of Detroit, Wayne county, State of Michigan.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Park,

The bill was laid on the table.

Mr. Smith, unanimous consent being given, introduced
Senate bill No. 272, entitled

A bill to define the tenure of the incumbent of the office of clerk of the recorder's court of the city of Detroit.

The bill was read a first and second time by its title and referred to the committee on judiciary, and ordered printed for the use of the committee.

Mr. Miller, unanimous consent being given, introduced
Senate bill No. 273, entitled

A bill to repeal section 42 of act 213 of the session laws of 1875, entitled "An act to revise and consolidate the laws relating to the State Prison and the government and discipline thereof and to repeal all acts inconsistent therewith, being section 9705 of Howell's compilation of the general laws of the State.

The bill was read a first and second time by its title and referred to the committee on State Prison.

Mr. Gilbert, unanimous consent being given, introduced
Senate bill No. 274, entitled

A bill to enlarge and extend the territory and borders of school district No. 2, fractional, of the townships of Deep River and Adams in Arenac county.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Wilcox, unanimous consent being given, introduced
Senate bill No. 275, entitled

A bill to amend section 20 of chapter 111 of act No. 227 of the public acts of 1885, entitled "An act to provide for the construction and maintenance of drains and the assessments and collection of taxes therefor and to repeal all other laws relating thereto," approved June 20, 1885, being section No 1740d' of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wilcox, unanimous consent being given, introduced
Senate bill No. 276, entitled

A bill to detach certain territory from the city of Corunna, in the county of Shiawassee and State of Michigan, and attach the same to the township of Caledonia, in said county.

The bill was read a first and second time by its title and, pending its reference,

On motion of Mr. Wilcox,
The bill was laid on the table.

Mr. Park, unanimous consent being given, introduced
Senate bill No. 277, entitled

A bill to provide for an apportionment of Senators in the State Legislature.

The bill was read a first and second time by its title and referred to the committee on apportionment.

Mr. Doran, unanimous consent being given, introduced
Senate bill No 278, entitled

A bill to establish and maintain permanent lines of dock, safety, sanitary and building purposes, along the shores, in the water, and upon the bed of Grand River, within the present corporate limits of the city of Grand Rapids; to provide for establishing and maintaining such lines within such territorial limits as may hereafter be included in such city; to

provide for acquiring property upon which to construct suitable masonry walls along such lines, and also to provide for the building and maintaining such walls by said city at the expense of the owners of lands over which said lines shall pass.

The bill was read a first and second time by its title and pending its reference,

On motion of Mr. Doran,

The bill was laid on the table,

Mr. Doran, unanimous consent being given, introduced

Senate bill No. 279, entitled

A bill to authorize the cities and villages of this State to provide for the lighting of streets and other public places therein by means of electric light.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Stevens, unanimous consent being given, introduced

Senate bill No. 280, entitled

A bill to incorporate the order of sons of St. George in this State.

The bill was read a first and second time by its title and referred to the committee on religious and benevolent societies.

Mr. Sharp, unanimous consent being given, introduced

Senate bill No. 281, entitled

A bill to constitute the president of the village of Newberry ex officio member of the board of supervisors of Luce county, and to fix his compensation.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Fridlender, unanimous consent being given, introduced

Senate bill No. 282, entitled

A bill to incorporate the village of East Tawas into a city.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Fridlender,

The bill was laid on the table.

Mr. Benson, unanimous consent being given, introduced

Senate bill 283, entitled

A bill to amend section 60 of act No. 258 of public acts of 1837, entitled "An act to regulate and govern the State House of Correction and branch of the State Prison in the upper peninsula," approved June 27, 1887.

The bill was read a first and second time by its title and referred to the committee on State Prison.

Mr. Wisner, unanimous consent being given introduced

Senate bill No. 284, entitled

A bill to provide for appropriations of money to pay the salary of the Attorney General, clerks and certain expenses in such department and to provide the manner and condition of payment, and to repeal all acts and parts of acts contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Bastone, unanimous consent being given, introduced

Senate bill No. 285, entitled

A bill to authorize the village of Mayville to borrow money on its faith and credit.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Miller, unanimous consent being given, introduced

Senate bill No. 286, entitled

A bill to provide for the incorporation of the Grand district and subordinate lodges of Orangemen of the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 287, entitled

A bill to amend section 211 of chapter 249 of Howell's annotated statutes of the State of Michigan, being compiler's section No. 7026, and to repeal all acts inconsistent therewith.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 288, entitled

A bill to provide for the appointment of representatives in Congress under the eleventh census.

The bill was read a first and second time by its title and referred to the committee on apportionment.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 289, entitled

A bill to amend section 3 of article 3, of act No. 198, session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," approved May 1, 1873, to provide for the taxation of railroad property, and to repeal section 33 of act approved March 28, 1846, entitled "An act to authorize the sale of the Central railroad and to incorporate the Michigan Central Railroad Company," section 21 of an act approved May 4, 1846, entitled "An act to incorporate the Grand River Valley Railroad Company;" section 2 of an act approved May 18, 1846, entitled "An act in regard to the Erie & Kalamazoo Railroad Company;" section 31 of an act approved May 9, 1846, entitled "An act to authorize the sale of the Southern railroad, and to incorporate the Michigan Southern Railroad Company;" and section 9 of an act approved February 13, 1855, entitled "An act to authorize the consolidation of the Detroit and Pontiac and the Oakland and Ottawa Railroad Company, so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit and Milwaukee Railroad Company."

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 290, entitled

A bill to provide for the election of township superintendents of schools in the State, and to prescribe their duties, and to repeal all acts inconsistent with the provisions of this act.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Park,

The bill was laid on the table.

Mr. Park, unanimous consent being given, introduced
Senate bill No. 291, entitled

A bill to provide for the pensioning of widows and orphans of members of the metropolitan police force of the city of Detroit, killed or dying from the effects of injuries received while in the performance of their duty, and also to provide for a pension for such members who are totally disabled from injuries received while in the performance of their duty, and to provide for a fund and the manner of payment of such pensions.

The bill was read a first and second time by its title and, pending its reference,

Mr. Park moved to refer to the committee on judiciary.

Mr. Doran moved as an amendment, that the bill be referred to the committees on judiciary and cities and villages, jointly;

Which motion prevailed, Mr. Weiss calling for the yeas and nays and the Senators voting therefor by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Fridlender	Mr. Miller	Mr. Porter	
Boughner	Gilbert	Morrow	Sharp	
Crocker	Holcomb	Mugford	Smith	
Doran	McCormick	Park	Wisner	16

NAYS.

Mr. Bastone	Mr. Milnes	Mr. Taylor	Mr. Wilcox	
Benson	Prindle	Toan	Wilkinson	
Fleishem	Sabin	Weiss	Withington	
Garvelink	Stevens	Wheeler		15

The question then being on the motion by Mr. Park to refer, as amended,

The motion prevailed, Mr. Weiss calling for the yeas and nays and the Senators voting thereon as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Morrow	Mr. Sharp	
Boughner	Holcomb	Mugford	Smith	
Crocker	McCormick	Park	Wisner	
Doran	Miller	Porter	President	
Fridlender				17

NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Stevens	Mr. Wheeler	
Benson	Milnes	Taylor	Wilcox	
Brown	Prindle	Toan	Wilkinson	
Fleishem	Sabin	Weiss	Withington	
				16

Mr. Park, unanimous consent being given, introduced
Senate bill No. 292, entitled

A bill to amend section 8 of chapter 119 of compiled laws of 1865, being compiler's section of Howell's annotated statutes 4488, relative to auth-

orizing the incorporation of the Independent Order of Odd Fellows and to repeal all acts inconsistent therewith.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 293, entitled

A bill relating to grand and superior bodies organized in this State, which have and exercise supervision over secret and fraternal societies, lodges, councils and conclaves in this State, and secure the members thereof, through the lodge system exclusively, an indemnity in case of sickness and death.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 294, entitled

A bill to amend section 2 chapter 52 Howell's annotated statutes, entitled "An act for the protection of children in certain cases."

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 295, entitled

A bill to facilitate proceedings in courts of justice in this State, to mis-joinder of parties, plaintiff or defendant.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 296, entitled

A bill relative to circuit court commissioners in Wayne county.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 297, entitled

A bill to amend sections 3 and 4 of chapter 1, title one, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts, and parts of acts in conflict therewith," approved June 7, 1883, as amended by act No. 398 of the local acts of 1885, approved June 20, 1885, and to repeal all acts inconsistent therewith.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Fridlender, unanimous consent being given, introduced

Senate bill No. 298, entitled

A bill to authorize the village of East Tawas to borrow money for the construction of an electric light plant in said village and to issue bonds therefor.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Miller, unanimous consent being given, introduced

Senate bill No. 299, entitled

A bill making an appropriation for the maintenance and support of the Mining School at Houghton, in the county of Houghton, for the years 1891 and 1892.

The bill was read a first and second time by its title and referred to the committee on Mining School.

Mr. Park, unanimous consent being given, introduced
Senate bill No. 300, entitled

A bill to amend sections 5, 6, 7, 8, 9, 14 and 15 of an act entitled "An act to protect fish and to regulate fishing in the waters of this State by providing close seasons for certain kinds of fish, by prohibiting the catching of fish in certain specified ways, by prohibiting the catching of fish of certain sizes and in certain waters and for certain purposes, by prohibiting the obstruction of the free passage of fish and by prohibiting the sale of certain kinds of fish; to protect persons engaged in fish culture and to repeal inconsistent acts," approved May 24, 1889, and to add 3 sections to said act.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Benson, unanimous consent being given, introduced
Senate bill No. 301, entitled

A bill to provide for the apportionment of the State of Michigan into representative districts.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Benson,
The bill was laid on the table.

Mr. Park, unanimous consent being given, introduced
Senate joint resolution No. 9, entitled

A joint resolution to authorize the Board of State Auditors to settle the claim of Charles Bresler for the unpaid portion of circulating notes or bills.

The joint resolution was read a first and second time by its title and referred to the committee on claims and public accounts.

Mr. Stevens, unanimous consent being given, introduced
Senate bill No. 302, entitled

A bill to provide for the licensing of private banks.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Stevens, unanimous consent being given, introduced
Senate bill No. 303, entitled

A bill to amend sections 1, 12, 17 and 18 of public acts No. 276 of 1889, entitled "An act for the protection of game," approved July 6, 1889.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Withington, unanimous consent being given, introduced
Senate bill No. 304, entitled

A bill to divide the State of Michigan into 12 congressional districts.

The bill was read a first and second time by its title and referred to the committee on apportionment.

Mr. Withington, unanimous consent being given, introduced
Senate bill No. 305, entitled

A bill for the apportionment of Senators in the State Legislature.

The bill was read a first and second time by its title and referred to the committee on apportionment.

Mr. Withington, unanimous consent being given, introduced
Senate bill No. 306, entitled

A bill to further amend section 834 of the compiled laws of 1871, being

section 874 of Howell's annotated statutes, relative to the organization of the military forces of the State.

The bill was read a first and second time by its title and referred to the committee on military affairs.

Mr. Stevens, unanimous consent being given, introduced

Senate bill No. 307, entitled

A bill to provide for the establishment and maintenance of a State Normal School in the upper peninsula.

The bill was read a first and second time by its title, and referred to the committee on Normal School.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 308, entitled

A bill regulating the qualifications of persons engaged in the practice of medicine.

The bill was read a first and second time by its title and, pending its reference,

On motion of Mr. Park,

The bill was laid on the table.

Mr. Mugford, unanimous consent being given, introduced

Senate bill No. 309, entitled

A bill to authorize the village of Fremont, Newaygo county, to raise money by taxation of the private property in said village for the purpose of assisting manufactures, and in promoting the growth of the village.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Wisner, unanimous consent being given, introduced

Senate bill No. 310, entitled

A bill to repeal an act known as act No. 161 of the public acts of 1889, entitled "An act to authorize the employment, fixing the compensation, and defining the duties of stenographers in the taking and transcribing of testimony in cases of examination of offenders before justices of the peace in the county of Saginaw, charged with felonies not triable before justices of the peace, be and the same is hereby repealed.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 311, entitled

A bill to preserve personal liberty.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 312, entitled

A bill to amend section 7388 of the compiled laws of 1871, being section 8965 of Howell's annotated statutes relative to costs in certain cases.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 313, entitled

A bill to amend compiler's section 723 of the compiled laws of 1871, being compiler's section 762 of Howell's annotated statutes, relative to constables and their bonds.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Boughner, unanimous consent being given, introduced
Senate bill No. 314, entitled

A bill to amend sections 1, 2 and 4 of act No. 163 of the public acts of 1851 for the State of Michigan, being an act entitled "An act to provide for the letting to contract, furnishing of fuel and stationery for the use of the State, and also the State printing and binding, as amended by act No. 61 of the session laws of 1873," approved April 1, 1873, being compiler's sections 346, 347 and 349 of Howell's annotated statutes, as amended by act No. 203 of the session laws of 1889 of the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Prindle, unanimous consent being given, introduced
Senate bill No. 315, entitled

A bill to provide that every lease of goods and chattels shall be absolutely void as against creditors of the lease and as against subsequent purchasers in good faith, unless the lease or a true copy thereof shall be filed in the office of the township clerk of the township or the city clerk of the city where the lessee resides.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Park, unanimous consent being given, introduced
Senate bill No. 316, entitled

A bill to provide for the pensioning of the widows and orphans of members of the metropolitan police force of the city of Detroit, killed or dying from the effect of injuries received while in the performance of their duty, and also to provide for a pension for members of metropolitan police force of the city of Detroit who are injured or totally or partially disabled from injuries received while in the performance of their duty, and to provide for a fund for, and manner of payment of such pensions.

The bill was read a first and second time by its title and referred to the committee on cities and villages and judiciary jointly.

Mr. Benson, unanimous consent being given, introduced
Senate bill No. 317, entitled

A bill making appropriations for the Reform School for the years 1891 and 1892.

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Benson,
The bill was laid on the table.

Mr. Milnes, unanimous consent being given, introduced
Senate bill No. 318, entitled

A bill to authorize the city of Coldwater to create and appoint and prescribe the powers and duties and fix the compensation of a board of commissioners to have the care and management of the system of water works and of the electric light plant of said city when the same shall be in operation.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Boughner, unanimous consent being given, introduced
Senate bill No. 319, entitled

A bill to establish a department of stationery and supplies for the purpose of supplying the State departments and institutions with such articles

from one central head and supervision, and to provide for proper inspection of the goods furnished to such department.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Prindle, unanimous consent being given, introduced

Senate bill No. 320, entitled

A bill to authorize the county of Wayne to condemn property to the public use for county buildings.

The bill was read a first and second time by its title and referred to the committee on cities and villages and judiciary jointly.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 321, entitled

A bill to amend section 1 of an act entitled, "An act to provide for the establishment of a board of health for the city of Detroit," approved May 26, 1881, and to repeal all acts inconsistent therewith.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Park, unanimous consent being given, introduced

Senate bill No. 322, entitled

A bill to prohibit banks and bankers receiving deposits or transacting business unless incorporated under the banking law of this State or of the United States.

The bill was read a first and second time by its title and referred to the committee on banks and corporations.

Mr. Taylor, unanimous consent having been given, introduced

Senate bill No. 323, entitled

A bill to apportion anew the representatives among the several counties and districts in this State.

The bill was read a first and second time by its title and referred to the committee on apportionment.

Mr. Benson, unanimous consent being given, introduced

Senate bill No. 324, entitled

A bill to provide for the establishment of lady professorships in the University of the State of Michigan.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Benson,

The bill was laid on the table.

Mr. Wilkinson, unanimous consent being given, introduced

Senate bill No. 325, entitled

A bill to provide for the assessment of property and the levy of taxes thereon, and for the collection of taxes heretofore and hereafter levied and to repeal act No. 195 of the session laws of 1889 and all other acts or parts of acts in anywise contravening any of the provisions of the same.

The bill was read a first and second time by its title and referred to the select committee on taxation.

Mr. Porter, unanimous consent being given, introduced

Senate bill No. 326, entitled

A bill to pay Charles Fournier certain money and the interest thereon collected of him by the agent of the State of Michigan for the timber cut upon land to which the State erroneously claimed title.

The bill was read a first and second time by its title and referred to the committee on claims and public accounts.

Mr. Wilkinson, unanimous consent being given, introduced
Senate bill No. 327, entitled

A bill to provide for holding the swamp land funds of the State by the
State Treasurer.

The bill was read a first and second time by its title, and pending its
reference.

On motion of Mr. Wilkinson,
The bill was laid on the table.

Mr. Milnes, unanimous consent being given, introduced
Senate bill No. 328, entitled

A bill to repeal the charter of and reincorporate the village of Bronson
under the general laws.

The bill was read a first and second time by its title and referred to the
committee on cities and villages.

Mr. Benson, unanimous consent being given, introduced
Senate bill No. 329, entitled

A bill to exempt incorporated villages from the assessment and payment
of township highway taxes.

The bill was read a first and second time by its title, and, pending its
reference,

On motion of Mr. Benson,
The bill was laid on the table.

Mr. Wisner, unanimous consent being given, introduced
Senate bill No. 330, entitled

A bill to establish the Michigan Home for Feeble Minded persons,
and making appropriations for the same.

The bill was read a first and second time by its title and pending its
reference

On motion of Mr. Wisner,
The bill was laid on the table.

Mr. Wisner, unanimous consent being given, introduced
Senate bill No. 331, entitled

A bill to regulate certain foreign secret and fraternal life insurance
associations and corporations.

The bill was read a first and second time by its title and referred to the
committee on insurance.

Mr. Wisner, unanimous consent being given, introduced
Senate bill No. 332, entitled

A bill to detach the townships of Fairfield, Rush, New Haven, and
Hazelton from the county of Shiawassee and attach the same to the county
of Saginaw.

The bill was read a first and second time by its title and pending its
reference,

On motion of Mr. Wisner,
The bill was laid on the table.

Mr. Weiss, unanimous consent being given, introduced
Senate bill No. 333, entitled

A bill to provide for a system of lighting the streets and highways of
the village of Plymouth, county of Wayne, State of Michigan, and to pro-
vide a system of water-works for the extinguishing of fires in said village,
and to issue bonds for said purpose in the sum of not to exceed 2½ per cent
of the assessed valuation of said village, and to provide for the payment of
the said bonds.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Weiss,

The bill was laid on the table.

THIRD READING OF BILLS.

House bill No. 18 (file No. 4), entitled

A bill to authorize the village of Union City in the county of Branch to raise money to make public improvements in said village, to issue bonds therefor and to provide for the levy of taxes therein to pay the same.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Stevens
Benson	Gilbert	Park	Toan
Beers,	Holcomb	Porter	Weiss
Boughner	McCormick	Prindle	Wheeler
Brown	Miller	Sabin	Wilkinson
Crocker	Milnes	Sharp	Withington
Doran	Marrow	Smith	Wisner
Fridlender			
			29

NAYS.

0

Titled agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Prindle moved to take from the table

Senate bill No. 262, entitled

A bill to incorporate the city of St. Louis;

Which motion prevailed.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Stevens
Benson	Garvelink	Mugford	Weiss
Beers	Gilbert	Park	Wheeler
Boughner	Holcomb	Porter	Wilcox
Brown	McCormick	Prindle	Wilkinson
Crocker	Miller	Sabin	Withington
Doran	Milnes	Smith	Wisner
Flehiem			
			29

NAYS.

0

Title agreed to

On motion of Mr. Prindle,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Crocker moved to take up

Senate bill No. 87 (file No. 45), entitled

A bill to incorporate the village of Warren, in the township of Macomb, State of Michigan.

Which motion prevailed.

On motion of Mr. Crocker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Boughner moved to take up

Senate bill No. 20 (file No. 11), entitled

A bill to amend section 5 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," approved June 8, 1881.

Which motion prevailed.

On motion of Mr. Boughner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Unanimous consent being given,

The committee on judiciary made the following report:

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 474, entitled

A bill to extend the time for the collection of taxes in the township of Mussey, in the county of St. Clair, for the year 1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Crocker,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Smith
Benson	Gilbert	Park	Toan
Beers	Holcomb	Porter	Weiss
Boughner	McCormick	Prindle	Wilcox
Crocker	Miller	Sabin	Withington
Doran	Milnes	Sharp	Wisner
Fridlender	Morrow		

26

NAYS.

Mr. Taylor

1

Title agreed to,

On motion of Mr. Crocker,
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Wilcox, unanimous consent being given, introduced
Senate bill No. 334, entitled

A bill to limit the extravagant expenditures of money of candidates for public office to a specified amount and to prevent corruption of the election franchise.

The bill was read a first and second time by its title and referred to the select committee on taxation.

Mr. Bastone moved that House bill No. 78 (file No. 7), entitled

A bill making an appropriation for the Michigan Pioneer and Historical Society, for the years eighteen hundred and ninety-one and eighteen hundred and ninety-two,

Be taken from the table;

Which motion prevailed.

The question then being upon the passage of the bill,

The bill was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fridlender	Mr. Mugford	Mr. Toan	
Beers	Gilbert	Porter	Weiss	
Crocker	Holcomb	Stevens	Wilkinson	
Fleishem	Miller	Taylor	Wisner	16

NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Prindle	Mr. Smith	
Boughner	McCormick	Sabin	Wilcox	
Brown	Milnes	Sharp	Withington	
Doran	Park			14

Mr. Wisner moved to reconsider the vote by which the bill was not passed;
Which motion prevailed.

On motion of Mr. Wisner,

The bill was laid on the table.

Mr. Park, unanimous consent being given, introduced
Senate bill No. 335, entitled

A bill to amend section 7 of an act of the Legislature, entitled "An act to provide for the appointment of a Game and Fish Warden and to prescribe his powers and duties," approved March 15, 1887.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Senate bill No. 75 (file No. 31), entitled

A bill to protect candidates for public office and candidates for nomination to public office against anonymous circulars and posters,

Was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Toan	
Benson	Garvelink	Porter	Weiss	
Beers	Gilbert	Sabin	Wilkinson	
Brown	Holcomb	Sharp	Withington	
Doran	Miller	Stevens	Wisner	
Fleishem	Milnes	Taylor		23

NAYS.

Mr. Boughner	Mr. McCormick	Mr. Smith	Mr. Wilcox	4
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Title agreed to.

Mr. Taylor moved that the Senate take a recess until 8 o'clock P. M.,
Which motion did not prevail.

On motion of Mr. Wisner,

The Senate adjourned.

Lansing, Thursday, February 26, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. P. Peaker.

Roll called: a quorum present.

Mr. Smith moved that the Senate take a recess until 7:30 P. M.

Which motion did not prevail.

Mr. Taylor calling for the yeas and nays, and the Senators voting there-
on as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Miller	Mr. Sharp	
Crocker	Holcomb	Mugford	Smith	
Doran	McCormick	Park	Wisner	
Fridlender				13

NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Sabin	Mr. Wheeler	
Benson	Milnes	Taylor	Wilcox	
Boughner	Morrow	Toan	Wilkinson	
Brown	Porter	Weiss	Withington	
Fleishem	Prindle			18

PRESENTATION OF PETITIONS.

No. 116. By Mr. Mugford: Petition of C. A. Philo and 10 others, members of Jim Slick Association No. 113, of Hesperia, Michigan, for the enactment of a provision authorizing the furnishing of public school text books by the State at cost.

Referred to committee on education and public schools.

No. 117. By Mr. McCormick: Resolutions of West Litchfield Alliance No. 166, in opposition to an appropriation in aid of a national G. A. R. encampment at Detroit.

Referred to committee on military affairs.

On motion of Mr. McCormick,

The petition was ordered spread on the Journal, as follows:

West Litchfield Alliance No. 166, in regular meeting assembled:

WHEREAS, In the G. A. R. appropriation bill for the city of Detroit, we see nothing which is of any benefit to the farming and laboring classes, or to any other interests excepting those of the city of Detroit, and think it to be a scheme to lower the expenses for the G. A. R. meeting to be held in their city; be it

Resolved, That we demand that our Senators and Representatives in the Legislature work and vote against said bill; and be it further

Resolved, That our secretary send to our Senate and Legislature assembled, a copy of these resolutions.

A. I. WHITNEY, *Secretary*.

No. 118. By Mr. Doran: Resolution of the board of trade of the city of Grand Rapids, opposing the manufacture of articles in the penal institutions of the State which might come into competition with manufacturers and workmen of the State.

Referred to committee on labor interests.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

Resolved, That our Senators and Representatives in the State Legislature, be requested to vote and use their best efforts against the appropriation of \$40,000 asked for the Ionia Prison, and against the appropriation of any sum or sums of money that may be used for the purpose of manufacturing any article in the State prisons that may compete with the workmen and manufacturers in our State.

I certify that the above is a true and correct copy.

H. D. C. VAN ASMUS, *Secretary*.

No. 119. By Mr. Mugford: Resolutions of the common council of the village of Tawas City, opposing the incorporating of the city of Tawas, under a charter covering and including the present villages of East Tawas and Tawas City.

Referred to committee on cities and villages.

No. 120. By Mr. Toan: Resolutions of P. of L. association No. 2217, of Clinton county, opposing an appropriation in aid of a national G. A. R. encampment at Detroit.

Referred to committee on military affairs.

On motion of Mr. Toan,

The resolutions were ordered spread on the Journal, as follows:

To the Honorable Senators and Representatives of the Legislature of Michigan, in Legislature assembled:

WHEREAS, We are opposed to taxing one individual, class or locality for the benefit or building up of another; and

WHEREAS, Statistics show that agriculture, which represented in 1850 70 per cent, in 1860 50 per cent, in 1870 40 per cent, in 1880 33 per cent, in 1889 less than 25 per cent of the assessed valuation of the country; and

WHEREAS, The Banker's Magazine is authority "that the farmers of Michigan are today burdened with \$500,000,000 in mortgages," and the same are assessed at their full cash value, with no power to shift the burden of taxation from the shoulders of the mortgagor to the shoulders of the mortgagee for his equitable interest in the same, whilst those tightly grasping natural opportunities in mining lands of this State under section 1187 Howell's, are exempt from all taxes on 640 acres to mining corporations doing business on the same except a specific tax levied under section 1226 on the volume of business done; and

WHEREAS, The honorable secretary of the treasury, Hugh McCulloch, declares that while rents in cities and large towns are steadily increasing, agriculture has become so depressed that good farms offer no inducement to tenants to hire them at a rental of six per cent on even two-thirds of their assessed value; therefore

Resolved, That we, the Patrons of Industry of Clinton county, in association 2217, most earnestly protest against your honorable body granting the prayer of the petitioners, citizens of Detroit, asking for an appropriation of \$50,000 by your honorable body not for the purpose of relieving suffering and distress of the unfortunate, but for the purpose of decorating the largest, wealthiest and most flourishing city of the State, to enable them to entertain with honor their own invited guests;

Resolved, That a copy of these preambles and resolutions be presented to our honorable Senator and Representative of this district, praying that they rather use every laudable effort to relieve the common classes from the unequal system of taxation, which to them is now too onerous to be long endured.

No. 121. By Mr. Doran: Resolution of the board of trade of the city of Grand Rapids, relative to an extension of the corporate limits of the city of Grand Rapids.

Referred to committee on cities and villages.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

Grand Rapids, Mich., February 24, 1891.

Resolved, That the board of trade indorse the bill now pending in the State Legislature, relating to the extension of the city limits, and that we urge our Senators and Representatives to speedy action therein.

I certify that the above is a true and correct copy.

H. D. C. VAN ASMUS, *Secretary.*

No. 122. By Mr. Toan: Resolution of P. of I. Association No. 2217, of Clinton county, relative to the enactment of laws authorizing the use of a system known as the Australian voting system.

Referred to the select committee on elections.

On motion of Mr. Toan,

The resolution was ordered spread on the Journal, as follows:

To the Honorable Senators and Representatives in the Legislature assembled:

WHEREAS, The present election law adopted by the last Legislature has been ruled inapplicable except at general elections; and

WHEREAS, A uniform law to be observed whenever the right of franchise is called into question is desirable; and

WHEREAS, The Australian ballot has been a standard around which all friends of ballot reform and good government unite, and, without regard to political opinions have rallied, and whenever applied has made voting decent and respectable and given dignity to the freeman's ballot by protecting him from the vicious interference of men, and making him absolute controller of his convictions; therefore

Resolved, That we, the Patrons of Industry of Clinton county, in association 2217, as friends of good government and decent elections, recognize in the Australian ballot the most efficient means ever yet devised by man of securing the secrecy of the ballot and freeing elections from bribery and corruption and the control of machine politics, and most urgently urge its consideration, should any changes be deemed expedient with our present election laws;

Resolved, That a copy of these preambles and resolutions be forwarded to our honorable Senator and Representative from this district.

No. 123. By Mr. Benson: Petition of Wm. L. Keusch and 71 other citizens of Livingston county, in favor of the printing of public school text books by the State and of amending the mortgage tax law.

Referred to select committee on taxation.

On motion of Mr. Benson,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Legislature of the State of Michigan:

We the undersigned, citizens of Livingston county, respectfully request your honorable body to enact laws to secure the following objects:

First, That the State let the job of printing the text books for our public schools to the lowest bidder, and furnish the same to the people at cost;

Second, That the law taxing mortgages be so amended that the owners of the mortgaged premises may pay the tax assessed against said mortgage and his receipt from the treasurer shall be deemed a payment of interest on said mortgage to the amount of said tax.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 24, 1891.

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved, by the House of Representatives (the Senate concurring), That our Senators and Representatives in Congress are hereby requested to secure if possible the passage of House bill No. 11,568, entitled "An act defining 'lard,' also imposing a tax upon and regulating the manufacture and sale, importation and exportation of compound lard,"

Which has been adopted by the House by a majority vote of all the

members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

On motion of Mr. Withington,

The resolution was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 25, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 309, entitled

A bill to provide for the holding of elections in the township of Kalamazoo, in the county of Kalamazoo, within the corporate limits of the city of Kalamazoo in said county, and to repeal act No. 276 of the local acts of 1885,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

GENERAL ORDER.

On motion of Mr. Withington,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Beers to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 48 (file No. 46), entitled

A bill to provide for the incorporation of the supreme temple, grand temple and primary societies of the Legion of the Cross, and to define their objects and prescribe their powers.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

II.

The committee of the whole have also had under consideration the following:

Senate bill No. 77 (file No. 19), entitled
A bill to prevent the spreading and destruction of milkweed in the State of Michigan.

Have directed their chairman to report progress and ask leave to sit again.

JOHN S. BEERS, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Beers,

The committee of the whole was granted leave for a further consideration of the second named bill.

Mr. Weiss moved to adjourn;

Which motion did not prevail.

The President announced the following appointments:

SENATE CHAMBER, }
Lansing, February 26, 1891. }

I hereby appoint Senator Fridlender a member of each of the following committees, vice Morse:

Committees on Federal Relations, Industrial Home for Girls, Lumber Interests and Printing.

I also appoint Senator Morrow a member of each of the following committees, vice Horton:

Committees on Counties and Townships, Finance and Appropriations, Liquor Traffic, Roads and Bridges, Supplies and Expenses and Apportionment.

JOHN STRONG,
President of the Senate.

Mr. Withington took the floor and proceeded to discuss the appointments.

Mr. Doran rose to a point of order, his point being that there was no question before the Senate.

The chair declared the point of order as well taken.

Mr. Park moved to adjourn;

Which motion prevailed, Mr. Taylor calling for the yeas and nays, and the Senators voting thereon, as follows:

YEAS.

Mr. Beers	Mr. Fridlender	Mr. Miller	Mr. Porter	
Boughner	Gilbert	Morrow	Sharp	
Crocker	Holcomb	Mugford	Smith	
Doran	McCormick	Park	Wisner	16

NAYS.

Mr. Bastone	Mr. Milnes	Mr. Taylor	Mr. Wilcox	
Brown	Prindle	Toan	Wilkinson	
Flehiem	Sabin	Weiss	Withington	
Garvelink	Stevens	Wheeler		15

Lansing, Friday, February 27, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 124. By Mr. Crocker: Petition of Alexander Gunn, M. D., and 400 citizens of New Haven, Macomb county, asking for the withholding of appropriations intended for the support of sectarianism in public institutions.

Referred to committee on State affairs.

On motion of Mr. Crocker,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives of the State of Michigan, in Legislature assembled:

We, the undersigned citizens and taxpayers of the town of New Haven, county of Macomb, most respectfully petition your honorable body, to withhold all appropriations intended for the support of any form of sectarianism in our public institutions.

We would respectfully call your attention to the support that has for the past 15 years been given to a sectarian college of medicine in our State University, and ask that it be discontinued. The appropriations for this college amount to about \$20,000 yearly. We believe this is not only unjust to the taxpayers, but establishes a dangerous precedent, tending to subvert the fundamental principles of our public school system, which refuses to recognize sectarianism in any form or allow of any division of the school funds to satisfy its demands. Such appropriations are not only wrong in principle, but become a growing evil, as is well illustrated by the demand of homœopathy for recognition in our University. At first its representatives asked for the appointment of only one teacher of their peculiar sectarian views, and having a title indicative of his sectarian work. In time their demand increased to a request for two such teachers. At nearly every session of the Legislature this demand has increased until by act of the last Legislature the number of such teachers was increased to five full professors and four assistants. The instruction in all the fundamental branches of medicine is still furnished to the homœopathic students by the teachers in the department of medicine and surgery, and requires a share of the time of eight full professors in this department, besides that of several of the assistants.

Previous to 1875 the students of homœopathic medicine were educated in the department of medicine and surgery on equality with other students and with no extra expense to the State. Those that completed the course received the degree of doctor of medicine. This degree is non-sectarian, and leaves its possessor free to adopt any system of practice he may deem most appropriate for the cure of any case he may have under his care.

We believe that any medical school, supported by or under the auspices of the State, should be broad and liberal, that no teachers of exclusive systems, or with sectarian titles, should be supported therein, but that the

claims of all systems should be fairly presented to the students by non-partisan teachers. If otherwise, then faith cure, hydropathy, botanical medicine, and every other sect in medicine should have the same recognition and support by the State that has been accorded to the followers of Hahnemann.

In the department of literature, science and arts there should be two schools of political economy, in one of which students should hear only the doctrine of free trade, while in the other protection only should be expounded. Spiritualists and every other sect should have their separate schools of philosophy, while in literature and history every sect should have its own special teachers to give such instruction in these branches as may still farther bias their students in the direction they may wish. Such a state of affairs would soon destroy our common school system, and to remove all precedents having such a tendency, and to relieve the taxpayers of the State from unnecessary burdens, we petition your honorable body to withhold all appropriations intended for sectarian purposes and, so far as in your power, to abolish it from our State University and other public institutions.

No. 125. By Mr. Bastone: Petition of R. L. Dueolor and 78 others, relative to the enactment of a uniform public school text book law.

Referred to committee on education and public schools.

On motion of Mr. Bastone,

The petition was ordered spread on the Journal, as follows:

Lansing, Feb. 25, 1891.

To the Honorable Senate of the State of Michigan:

We, the undersigned citizens and taxpayers of the State of Michigan, do respectfully ask, that you will enact a law at your present session, providing for the regularity and the uniformity of, and to provide text books in all of our public schools, and for the distribution of the same to all the schools throughout the State, to be furnished at cost.

No. 126. By Mr. Toan: Memorial of Lyman Field and 280 others, residents of Genesee, Jackson, Newaygo, Lake, Charlevoix, Bay, Delta, Van Buren, Osceola and Kent counties, asking for the establishment of a separate prison or reformatory for women.

Referred to committee on State Prison.

On motion of Mr. Toan,

The memorial was ordered spread on the Journal, as follows:

To the Senate and House of Representatives of the State of Michigan:

We, the residents of the counties of Genesee, Jackson, Newaygo, Lake, Charlevoix, Bay, Delta, Van Buren, Osceola and Kent, and State of Michigan, do respectfully request you to provide by law for the establishment within this State of a prison or reformatory for women separate and apart from those for men, to be officered and controlled, as far as may be, by women, and with such rules and regulations as to good behavior and indeterminate sentences as by law are made a part of the prison reform for men, and abreast with the advanced sentiment of the people on this subject.

No. 127. By Mr. Toan: Memorial of Ernest Field and 93 others, officers and members of the W. C. T. U. of Ballards, Lisbon, Silver Creek, Dutton and Holland, asking the enactment of a law requiring kindergarten methods as part of the public school system.

Referred to the committee on education and public schools.

On motion of Mr. Toan,

The memorial was ordered spread on the Journal, as follows:

To the Senate and House of Representatives of the State of Michigan:

We, the officers and members of the Woman's Christian Temperance Union, of Ballards, Lisbon, Silver Creek, Dutton and Holland, Mich., respectfully present to your favorable consideration the following facts:

There is an increasing interest and demand for improvement in primary school methods. The kindergarten system, when thoroughly understood commends itself to all educators. It enables the children to learn through doing, thus laying a good foundation for industrial training.

Therefore, recognizing in your honorable bodies the power of regulating and directing the general educational advancement of the State, we, your petitioners, pray your honorable bodies to place upon the statute books of our State, a law requiring kindergarten methods and training as a part of our public school system.

No. 128. By Mr. Toan. Memorial of Ernest Field and 93 other officers and members of the W. C. T. U. of Ballards, Silver Creek, Lisbon, Dutton and Holland, asking the passage of amendments to the anti-tobacco law.

Referred to the committee on public health.

On motion of Mr. Toan,

The memorial was ordered spread on the Journal, as follows:

To the Senate and House of Representatives of the State of Michigan:

Believing with the latest scientific and medical researches, that the habitual use of tobacco in any form is productive of evil only to the user—physical, mental and moral evil—and especially so before maturity: We, the officers and members of the Woman's Christian Temperance Union, would respectfully call the attention of your honorable bodies to the weak points in our present anti-tobacco law, in that it falls short of the legal age at which full maturity is supposed to be reached; also, that the penalty bearing on the seller alone makes detection of the offender almost impossible, thus rendering the law nearly inoperative.

Therefore, we do beg you, as conservators of our nation's good, that you so amend said law, that the age limit shall be extended to twenty-one years; and that the penalty shall be placed both on the seller and the user.

No. 129. By Mr. Toan: Petition of W. H. Mallison and 16 others, residents of Ronald, Ionia county, asking a withholding of any appropriations intended for the support of sectarianism in public institutions.

Referred to committee on State affairs.

On motion of Mr. Toan,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and the House of Representatives of the State of Michigan, in Legislature assembled:

We, the undersigned citizens and taxpayers of the town of Ronald, county of Ionia, most respectfully petition your honorable body to withhold all appropriations intended for the support of any form of sectarianism in our public institutions.

We would respectfully call your attention to the support that has for the past fifteen years been given to a sectarian college of medicine in our State University, and ask that it be discontinued. The appropriations for this college amount to about twenty thousand dollars yearly. We believe

this is not only unjust to the taxpayers, but establishes a dangerous precedent tending to subvert the fundamental principles of our public school system, which refuses to recognize sectarianism in any form or allow of any division of the school funds to satisfy its demands. Such appropriations are not only wrong in principle, but become a growing evil, as is well illustrated by the demand of homœopathy for recognition in our University. At first its representatives asked for the appointment of only one teacher of their peculiar sectarian views and having a title indicative of his sectarian work. In time their demands increased to a request for two such teachers. At nearly every session of the Legislature this demand has increased until by act of the last Legislature the number of such teachers was increased to five full professors and four assistants. The instruction in all the fundamental branches of medicine is still furnished to the homœopathic students by the teachers in the department of medicine and surgery, and requires a share of the time of eight full professors in this department, besides that of several of the assistants.

Previous to 1875 the students of homœopathic medicine were educated in the department of medicine and surgery on equality with other students and with no extra expense to the State. Those that completed the course received the degree of doctor of medicine. This degree is non-sectarian, and leaves its possessor free to adopt any system of practice he may deem most appropriate for the cure of any case he may have under his care.

We believe that any medical school, supported by, or under the auspices of the State, should be broad and liberal, that no teachers of exclusive systems, or with sectarian titles, should be supported therein, but that the claims of all systems should be fairly presented to the students by non-partisan teachers. If otherwise, then faith cure, hydropathy, botanical medicine, and every other sect in medicine should have the same recognition and support by the State that has been accorded to the followers of Hahnemann.

In the department of literature, science and arts there should be two schools of political economy, in one of which students should hear only the doctrine of free trade, while in the other protection only should be expounded. Spiritualists and every other sect should have its separate school of philosophy, while in literature and history every sect should have its own special teachers to give such instructions in these branches as may still further bias their students in the direction they may wish. Such a state of affairs would soon destroy our common school system, and to remove all precedents having such a tendency, and to relieve the taxpayers of the State from unnecessary burdens, we petition your honorable body to withhold all appropriations intended for sectarian purposes and, so far as in your power, to abolish it from our State University and other public institutions.

No. 130. By Mr. Wilcox: Remonstrance of Erwin Everleth and 159 others, residents of the city of Corunna, against detaching certain territory from the union school district of Corunna.

Referred to committee on education and public schools.

On motion of Mr. Wilcox,

The petition was ordered spread on the Journal, as follows:

To the Legislature of the State of Michigan:

Whereas a bill is now pending before your honorable body asking that certain lands be detached from the union school district of the city of

Corunna, and, whereas in our opinion the granting of such a request would be detrimental to the educational interests of said district, therefore we, the undersigned taxpayers and residents of said district, remonstrate and we request our Senator and Representative in the Legislature to use all honorable means in preventing the passage of said act.

Corunna, Mich., Feb. 18, 1891.

No. 131. By Mr. Wilcox: Petition of John M. Schwanz and 206 others, residents of Maple Grove township, asking that the townships of Chapin, Brady, Chesaning and Maple Grove be detached from Saginaw county and attached to Shiawassee county.

Referred to the committee on counties and townships.

On motion of Mr. Wilcox,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives of the State of Michigan, in Legislature convened:

Your petitioners, the undersigned, would respectfully show that they are citizens and residents of Maple Grove, Saginaw county, Michigan. We would respectfully ask your honorable body to detach the townships of Chapin, Brady, Chesaning and Maple Grove from Saginaw county, and attach the same to Shiawassee county, and your petitioners would ever pray.

No. 132. By Mr. Wilcox: Petition of Jacob Wolf and 43 others, residents of Maple Grove township, Saginaw county.

Same subject.

Same reference.

No. 133. By Mr. Wilcox: Resolution of Patrons of Industry of North Maple Grove Association, No. 498, urging the passage of Senate bill No. 61, being a bill to detach certain townships from Saginaw county and attach the same to Shiawassee county.

Referred to committee on State affairs.

On motion of Mr. Wilcox,

The resolution was ordered spread on the Journal, as follows:

February 21, 1891.

To the Honorable Senator Wilcox:

Resolved, That the Patrons of North Maple Grove Association No. 498, do ever pray the honorable Senate and House of Representatives that Senate bill No. 61 be passed; be it further

Resolved, That a copy of these resolutions be sent to [Senator Wilcox together with the number of membership in good standing belonging to said association. The whole number of members in good standing, 26.

A. S. SMITH, President,

GEO. JENKINS, Secretary.

No. 134. By Mr. Boughner: Petition of 159 residents of the village of Orangeville, Barry county, asking for the establishment of a separate State Prison for women.

Referred to committee on State Prison.

No. 135. By Mr. Toan: Memorial of Woman's Christian Temperance Union of the city of Lansing, asking for amendments to the law prohibiting the selling of tobacco to minors.

Referred to committee on public health.

No. 136. By Mr. Toan: Memorial of Woman's Christian Temperance

Union of Lansing, representing 60 women, asking for a law requiring that kindergarten methods be used in the public schools.

Referred to committee on education and public schools.

No. 137. By Mr. Toan: Petition of 68 citizens of Lansing, asking for a separate State prison for women.

Referred to committee on State Prison.

No. 138. By Mr. Fleshiem: Petition of 35 voters of Menominee asking the Legislature to provide a separate prison for women.

Referred to the committee on State Prison.

No. 139. By Mr. Fleshiem: Petition of W. C. T. U. of Menominee Michigan, asking for a law requiring kindergarten methods to be used in the public school system of the State.

Referred to committee on education and public schools.

No. 140. By Mr. Park: Resolution of the common council of the city of Detroit, relative to a bill for the pensioning of police officers of the city of Detroit.

Referred to committee on judiciary.

On motion of Mr. Park,

The resolution was ordered spread on the Journal, as follows:

CITY OF DETROIT, CITY CLERK'S OFFICE, }
February 26, 1891. }

To the Senate:

I am directed to respectfully call your attention to the following resolution, adopted by the common council of Detroit at its meeting of the 24th inst.:

By Ald. Amos:

WHEREAS, There is now pending before the Legislature a bill to provide for the retirement and pensioning of aged, disabled or incapacitated policemen in the city of Detroit, and the payment of pensions to those dependent for support upon deceased policemen killed in the service of the city of Detroit; and

WHEREAS, We, the representatives of the people of said city, believe that such a bill is just and proper and for the best interests of the city, inasmuch as it will tend to encourage and stimulate the members of the police force to acts of bravery and vigilance and give them confidence that their families will not be left entirely destitute or dependent on charity should they be stricken down in the line of duty; therefore be it

Resolved, That said bill meets our most hearty approval, and that the Legislature be urgently requested to make said bill a law, and that a copy of this resolution be sent by the clerk to the members of the Legislature from the city of Detroit.

Adopted as follows:

Yeas—Ald. Amos, Barnes, Brennan, Buhrer, Coots, Fisher, Gilmore, Grant, Griggs, Hoffman, Karrer, Langley, Lennane, Lowry, Meier, McGuire, McIntyre, O'Regan, Reves, Reschke, Reynolds, Richert, Roth, Scher, Scott, Schmidt, Thompson, Uthes, Vernor, Webster, Watson and the President—32.

Nays—None.

A. G. KRONBERG, *City Clerk.*

No. 141. By Mr. Wilcox: Protest of citizens of the city of Corunna against a bill to detach a portion of the union school district of Corunna.

Referred to committee on education and public schools.

On motion of Mr. Wilcox,

The protest was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives of the State of Michigan:

We, the undersigned citizens and taxpayers of the union school district of the city of Corunna, have learned that there has been a bill introduced and is now pending before your honorable body, to detach certain lands from said union school district, and would respectfully but earnestly protest against the passage of the same, believing it would be detrimental to the educational interest of said district.

No. 142. By Mr. Milnes: Petition of D. B. Dennis and 55 others, residents of Coldwater, asking the retention of C. F. Newkirk as Superintendent of the State Public School.

Referred to committee on State schools.

On motion of Mr. Milnes,

The petition was ordered spread on the Journal, as follows:

We, the undersigned citizens of Coldwater, earnestly desirous of the future welfare of the State Public School and in expression of our entire confidence in and esteem for its superintendent, Mr. C. F. Newkirk, do hereby ask that he may be retained in such position, for the following reasons:

1. We believe him eminently qualified for the duties of his office, that he is possessed of excellent character, untiring energy, and great love for the work in which he is engaged.

2. That in the late misfortune by which Nellie Griffin lost her life, Mr. Newkirk was acting in the purest of motives and in line with what he believed was for the best interests of the children, is not justly blamable in the matter.

3. That to suspend him from the position would be a great misfortune to the school and an injustice to a faithful and efficient servant of the State.

No. 143. By Mr. Withington: Memorial of Woman's Christian Temperance Unions of the third district, representing 277 women, asking that kindergarten methods be used in the public school system.

Referred to committee on education and public schools.

No. 144. By Mr. Withington: Memorial of Woman's Christian Temperance Unions of third district, representing 377 women, asking for an amendment to the law relative to selling tobacco to minors.

Referred to committee on public health.

No. 145. By Mr. Withington: Petition of 56 residents of Branch county, asking for the establishment of a separate State Prison for women.

Referred to committee on State Prison.

No. 146. By Mr. Benson: Memorials of Woman's Christian Temperance Unions of the 6th district, representing 344 women, asking that kindergarten methods be used in the public school system.

Referred to committee on education and public schools.

No. 147. By Mr. Benson: Petition of Josiah W. Begole and 25 other voters of Flint asking the Legislature to provide a separate prison for women.

Referred to committee on State Prison.

No. 148. By Mr. Benson: Memorial of W. C. T. Unions of the 6th dis-

trict, representing 124 women, asking for an amendment to the law prohibiting the sale of tobacco to minors.

Referred to committee on public health.

No. 149. By Mr. Doran: Communication of L. W. Wolcott and 31 others, attorneys-at-law of the city of Grand Rapids, in reference to an amendment offered in the House relative to making it optional for certain litigants to transfer causes in certain courts of Kent county.

Referred to committee on judiciary.

On motion of Mr. Doran,

The reading was dispensed with, and the communication was ordered spread on the Journal, as follows:

We, the undersigned residents and practicing attorneys in the city of Grand Rapids, are of the opinion than an amendment, such as was offered by the Hon. E. M. Barnard, in the State Legislature, of the superior court, act of the city of Grand Rapids, so as to permit parties bringing suits against the city of Grand Rapids or city officials of said city, to prosecute their claims at their option in the circuit court for the county of Kent, or in the superior court of said city and so as to prevent a transfer of cases from the circuit to the superior court without cause shown, would be in the interest of fair litigation and in accordance with what is generally deemed proper legislation, fixing the rights and remedies of litigants. As the law now stands, a party having a claim against said city or an official of said city, is compelled to seek a judgment from the hands of the very jurors who will have to pay in part the verdict which they award, by reason of their being taxpayers of the city of Grand Rapids.

So also the provision which permits a resident defendant of the city of Grand Rapids to transfer the case to the supreme court, and thereby have a trial before a jury of his neighbors, is inconsistent with what is generally regarded as proper practice, as illustrated by the jurisdiction of the United States courts, which for the very purpose of avoiding bias and partiality of defendant's neighbors and acquaintances, permits a non-resident to take his case by transfer or otherwise, into the United States Court, and thereby avoid prejudice and favor of the acquaintances of his opponent, in the circuit in which he resides.

No. 150. By Mr. Holcomb: Petition of Samuel Taylor and 80 others against the repeal of the statute creating the office of the State Game and Fish Warden.

Referred to committee on fisheries.

No. 151. By Mr. Milnes: Petition of citizens of Coldwater, asking for the passage of a bill to authorize electric lighting in the city of Coldwater.

Referred to the committee on cities and villages.

No. 152. By Mr. Holcomb: Petition of officers and members of the W. C. T. U. of Reed City, asking that kindergarten methods be used in the public school system.

Referred to the committee on education and public schools.

No. 153. By Mr. Fleshier: Petition of officers and members of W. C. T. U. of Menominee. Same subject.

Same reference.

No. 154. By Mr. Fleshier: Petition of officers and members of W. C. T. U. of Alto, Mich. Same subject.

Same reference.

No. 155. By Mr. Fleshier: Petition of officers and members of Houghton W. C. T. U. Same subject.

Same reference.

No. 156. By Mr. Fleshiem: Memorials of five W. C. T. Unions, asking that the law relative to selling tobacco to minors be amended.

Referred to committee on public health.

REPORTS OF STANDING COMMITTEES.

The committee on State Public School submitted the following report:

To the Honorable Senate:

Your committee on the State Public School, who were authorized and empowered by a resolution adopted on the 4th of February to "investigate the management and affairs of the State Public School at Coldwater," respectfully submit the following as the report of the majority of the members of the Senate and House committees in joint action:

We have visited the State Public School at Coldwater, inquired into the management of the same, and investigated the circumstances under which Nellie Griffin and others were allowed to be taken from the school.

We believe the management of the internal affairs of the State Public School to be above criticism. We find there are in attendance at the school about 200 wards or "waifs," ranging in age from 4 to 14 years, of whom about 85 per cent are boys and 15 per cent are girls. That these children are well housed, fed and clothed; that their physical, mental, moral and spiritual needs are well provided for. We find that Supt. Newkirk has had charge of the school for about one year and a half, and that so far as the internal affairs of the school are concerned, he has ever been watchful for the best interest of the children committed to his care.

But we find that not always has so much care been shown in finding suitable homes for the children of the school, nor in seeing that the children sent from the school were safely delivered at their destination. In fact, we believe from the evidence adduced that there have been a number of cases of gross carelessness in these respects; that there have been violations of the expressed provision of the law that before a child should be taken from the school and placed in any home the application of the person desiring such a child, duly indorsed by the county agent, should be filed with the superintendent of the school. We find that in seven cases during the administration of Superintendent Newkirk and in twelve cases during that of his predecessor, this application was not so indorsed and filed. In all these cases we believe that the superintendent and the board of control have been derelict in their duty, and upon them—and in the Nellie Griffin case, upon county agent Taylor also—must rest the blame.

The case of Nellie Griffin, who was taken from the school on the 28th day of January, 1891, by a man representing himself to be a Mr. Hendershot, of Jackson county, is one of the seven cases where the county agent's indorsement, as required by law had not been given.

The evidence in this case shows that on the day preceding the one on which Nellie Griffin was taken from the school Supt. Newkirk was applied to for a girl by a man representing himself to be a Mr. Hendershot, of Jackson county, as before stated; that after inquiring the man's occupation, financial standing, etc., Newkirk promised to let him know the following day whether he could have the girl; that Newkirk then telephoned County Agent Taylor, of Jackson, to look up or investigate (the fact which is not certain) Mr. Hendershot, and to telegraph him (Newkirk) if anything was wrong; that if no unfavorable report was received before the next noon, he would let the girl go with Hendershot; that Newkirk received no word from Taylor, so let the so-called Hendershot have Nellie

Griffin. Mr. Newkirk testified that in adopting this course he believed he was exercising due caution and obeying the spirit of the law. The committee believe that had Supt. Newkirk observed the plain requirements of the law, in letter and in spirit, Nellie Griffin would not have met her awful fate, for the observance of the law would have resulted in showing the so-called Hendershot to be an imposter.

We find that it has been customary at the State Public School to send children (except very young ones) to the homes found for them, unattended by any one, trusting to the card of directions sewed on their garments to carry them safely through. This we regard as a dangerous practice and should be stopped. We believe the board of control of the school have power under the law to send an officer or agent of the school with every child that is sent out, to see that it arrives at its destination. We believe this should be done, and we recommend a suitable appropriation of money for this purpose.

Believing that too much caution cannot be observed in selecting homes for children, we recommend that the law be so amended as to require the endorsement of an applicant's home as a suitable one by the supervisor of the township or neighborhood in which the applicant resides, in addition to the indorsement of the county agent.

After a candid consideration of the premises, this committee believes that for the negligent management of the affairs of the State Public School, culminating in the death of Nellie Griffin, the members of the board of control in office at the time of the event aforesaid, whose province it was to appoint and remove a superintendent, are justly deserving of censure, and that the superintendent, for his gross carelessness in the Nellie Griffin case, be now removed from office.

GEORGE W. SHARP, *Chairman Senate Committee*,
JOHN S. BEERS,
FRANK E. DOREMUS,
JOHN KOLVOORD,
GEORGE ORTH, *Chairman House Committee*.

A minority of the same committee submitted the following minority report:

To the Honorable Senate:

A minority of your committee on State Public School, who were instructed to examine into and investigate the management and affairs of the State Public School at Coldwater, and to report the result of said investigation to the Senate, respectfully report that they have performed that duty and submit the following for your consideration.

Your committee, in conjunction with the House committee, proceeded to Coldwater on the 9th inst. and spent two full days, the 10th and 11th, in examining witnesses and investigating the condition and management of affairs in said institution, and find as follows:

First, The internal management of the school to be excellent and all that could be desired by the most critical. The children are well clothed and fed, their moral, physical and intellectual welfare is properly looked after. They receive in every way the best of attention and care from the superintendent, officers, teachers and attendants in charge of said institution;

Second, Your committee believe that the State Public School at Coldwater is doing a glorious and humane work in caring for and placing in proper homes the unfortunate and dependent children of the State; we firmly believe that no other State in the Union, nor any other community

in the world, is doing so much, or doing the same so well, as our own proud State of Michigan.

Third, That the State Public School, so far as your committee is able to determine, is conducted honestly and economically, with an eye single to the best interest of the children placed in its charge;

Fourth, We find that, since the organization of the school in 1874, up to June 30, 1890, there have been received into the school 2,923 children, ranging in age from two to sixteen years. Of this number, 1,942 have been boys, and 981 girls. It has been the policy of the school to make the school a temporary home only, until such time as proper homes could be found for the dependent children of the State, with an abiding faith in the principle that the average American home is far better than any institution in which to bring up and develop the best qualities of a child. In pursuance of this policy great effort has been made by the board of control, superintendent, and officers of the institution to find proper and suitable homes for the children placed in their charge. How they have succeeded will be shown by the following figures taken from the reports of the board of control.

On June 30, 1890.

There were in the school or out on trial	318
Placed in homes on indenture and subject to visitation by State and county agents	1,019
Regularly adopted by proceedings in probate court	238
Girls, married	46
Died at the school and in homes	91
Declared self-supporting	349
Restored to parents	363
Returned to counties from whence they came	346
Have become of age	153
Total	2,923

It will thus be seen that the State School has been very successful in finding homes for its precious but unfortunate charges.

As to the quality of their homes, and the care used in selecting them, the following suggestions and instructions to county agents by the board of control are herewith given:

HOW TO SECURE THE BEST HOMES.

1. To secure better homes, the agent should visit the home of the applicant and have a personal knowledge not only of the applicant but of his family and his home.
2. The agent should never recommend a home to please the applicant or from fear of his ill-will.
3. The applicant should have sufficient means to support and educate the child, and a disposition to do it. He should have a settled home and occupation. Morality, temperance and industry should prevail in the home.
4. Preference should be given to country homes. There the boy or girl will have equal opportunities with other children, and from the country come many of our best and most successful men and women.
5. A home where the child will be taught skilled labor is always a desirable one.
6. The taste, talent and physical ability of the child should always be considered when placing it. When a home is secured its peculiarities,

conditions and the desires of the applicant regarding the child should be clearly set forth to the superintendent, that the child of the taste, talent, physical ability desired may be selected.

7. This institution is not an intelligence office to procure farm and domestic help. These children are to be taught to respect labor and to work. Habits of industry are to be inculcated. But at the same time the State requires that they shall be educated in the public schools and treated as members of the family.

8. Homes in large villages or cities should be avoided as a general rule. Where a very young child is desired for adoption, they might be placed there with good results.

9. After a personal examination of the home, if the agent has any doubt about its fitness for the child, he should give the child the benefit of that doubt and decline to approve.

10. Especially seek homes among young or middle aged people as far as practicable, as they are more likely to be in sympathy with children and the child's faults are less likely to seriously disturb them than elderly people.

Plan of visiting children in homes is as follows:

The territory is divided into three sections. Section 1 includes all that part of Michigan north of the north line of Mecosta county. Section 2 comprises the three tiers of counties between section 1 and the north line of Ingham county. Section 3 includes the three tiers of southern counties. A report is required to be made at least once a year by the State agent, county agent, and the person with whom the child is placed. The year is also divided into thirds, and during each four months a report is required from one of the three sources, viz.: the State agent, county agent, and guardian of the child. These reports are required to show the condition, treatment, and progress of the children visited. Where there is any complaint made against the home or treatment of the child, a special visit is at once made, either by the State or county agent, who makes a special report to the superintendent, and, if the child is found to be ill-treated, it is at once removed and either placed in another home, or returned to the school.

From an examination of the report of the board of control and State and county agents we find, that 81 per cent of the children in homes are reported as doing well, 12½ per cent as doing fairly well, and 6½ per cent poorly. Mr. Streeter, the State agent, in his report says: "I have counted as doing well all those who are in proper homes, who are improving morally, mentally and physically, and who are contented, happy and giving general satisfaction. Those who are in good homes, and were honestly trying to overcome their faults, but were not improving much in any line, I have considered as doing fairly well. All others I have counted as doing poorly."

From the foregoing statistics, taken from the reports of the State and county agents, your committee believe that the State School at Coldwater is doing a glorious work for humanity of which the State of Michigan can justly feel proud. These children have been taken largely from the streets and alleys of our larger cities, where they were found wandering in many cases in a fatherless, motherless, and almost helpless condition, and placed by the State in good and prosperous homes, where they are brought up and educated under similar circumstances and with equal advantages with other children. Many of those who have become of age are filling responsible positions in the trades, professions and other useful

occupations of life. So successful has this institution been that other states have copied after it and they too are doing good work.

Your committee come to the most unpleasant part of their duty in reporting on the facts and conclusions in the Nellie Griffin case, that of a ward of the school who was so foully and brutally murdered by a monster in human form, almost within sight of the Capitol dome.

We submit the facts as shown by the evidence, leaving it for the proper authorities to take such action as the best interests of the State demand. The law provides that no child shall be indentured, adopted, or otherwise placed in charge of any person, by any State institution, during minority, or for any other period unless the applicant for any child shall be first approved, in writing, by the county agent, for the county where the applicant resides, or by the State agent of the State institution to which the child belongs. Such approval, in such form as may be prescribed by the board of such State institution, shall be filed with the superintendent of the State institution to which the application is made before the child shall be indentured or adopted, and that section 19 of the law governing the school confers the same authority upon the superintendent of the school as upon the State agent.

Your committee find that in seven instances under the present superintendent of the State Public School, as also under the superintendency of former incumbents of said office, it has been the custom in special isolated cases not to live up to the *letter* of the law.

For a period of one year and five months, during which time Mr. Newkirk has been superintendent of the State school, there have gone out from the institution into homes 359 children, all of whose homes have received the proper indorsement of the State or county agent before leaving the school, except the seven cases above referred to.

In these seven cases it is but fair to state that the superintendent received what seemed to him, at that time, and what seems to have been satisfactory to all former superintendents in similar cases, the indorsement or recommendation of persons known to him and the applicant. In one case the applicant brought a letter of recommendation from an old personal friend of Mr. Newkirk's; in another case a family who had adopted a child from the school came with the applicant and, being known to the superintendent as people of high character and standing, upon their recommendation the applicant was allowed to take a child upon trial.

In still another case the applicant was recommended and indorsed by a leading merchant of Coldwater and the indorsement of the county agent received by telegram before the child was allowed to depart; and in another case the applicant was accompanied by a prominent Methodist divine, the pastor of the applicant, and personally known to the superintendent. In all these cases the indorsement of the county agent was soon afterwards received, and there is no complaint, and no doubt that the children so placed are in good homes.

In the case of poor little Nellie Griffin, the evidence disclosed the following facts:

There appeared at the school at Coldwater on the 27th day of January, a man claiming to be C. Hendershot. He had the appearance of a respectable farmer and made a good impression upon the superintendent and officers of the school. He said he came to get a girl if he could have one; that he owned a 200 acre farm near Parma, Jackson county; that he

had no family except his wife, who was an old school teacher and a good musician.

He was asked by Mr. Newkirk about people living in Parma and answered all questions readily and without hesitation. Nellie Griffin was then brought in and shown him. He said she would suit him and asked if he could take her home. He was told by the superintendent that the case would have to be investigated, that it would be necessary to get the indorsement of his home by the county agent, and it might be a week or so before she could be sent to him, but possibly it could be arranged to have the investigation made so as to let her go back with him and that he could be informed by noon of the next day, whether such arrangement could be made. Hendershot said: "All right. I am going out to visit my brother who lives in the township of Bethel, and will call tomorrow and find whether I can have the girl or not."

He then took his departure. Mr. Newkirk testifies that he immediately called up Mr. Taylor, the county agent, of Jackson county, in which Parma, the alleged home of Hendershot is located. He told Taylor of Hendershot's being there and wanting a girl, also stating what Hendershot represented in regard to his place of abode and of his owning a 200 acre farm; that he then asked Mr. Taylor if he knew such a man. Taylor answered that he did not, but thought there was such a family there and that, if they owned 200 acers of land, he thought it would be all right.

Mr. Newkirk then directed Mr. Taylor to investigate the case immediately and report to him within 24 hours if he found any reason why the girl should not go. Mr. Newkirk also informed Mr. Taylor that Hendershot wanted to take the girl home with him, and that if he did not hear from him by the next day at noon, he should consider that everything was all right and that he had Mr. Taylor's indorsement and permission to let the girl go. Next day about noon he was called up by telephone by the man Hendershot, from the city (Coldwater), and asked if he had made his investigation and whether the girl could go.

Mr. Newkirk, not having received anything unfavorable from Mr. Taylor, the county agent, the girl was got ready, according to understanding and agreement, and sent to the depot in charge of an employe of the school and delivered to the man Hendershot. Mr. Newkirk is fully corroborated in his testimony by Mr. Streeter the State agent, and by Miss Corwin, the assistant superintendent and clerk, both of whom were in the office at the time and testified to hearing the conversation on the part of Mr. Newkirk with Mr. Taylor and understanding it substantially as stated by Mr. Newkirk. There having been some statements made in the papers as to Mr. Streeter and Miss Corwin not having corroborated the testimony of Mr. Newkirk in the case, they have voluntarily sent the committee the accompanying affidavits, which are hereby appended and made a part of this report.

To whom it may concern:

There being a general misrepresentation in the State press with reference to my understanding of the conversation by telephone between Supt. C. F. Newkirk, and County Agent Taylor, on the afternoon of January 27, 1891, relative to said Taylor's investigating the home of a man representing himself to be G. Hendershot of Parma, who was at the State Public School on said day and made application for a girl, I wish to say that I understood fully from such conversation that said Taylor was to determine the

truth of Hendershot's representation and report before noon of the following day if all was not well; and that the girl selected was to go the next noon provided no report came, the authorities to understand that Mr. Taylor approved the home.

Further, when Nellie Griffin left the school, there was no doubt in my mind that the child left with said Taylor's consent and that he approved the home. I hereby substantiate Mr. Newkirk's statements relative to said conversation in that I remember the import of the conversation, yet cannot recall the exact words.

W. B. STREETER, *State Agent State Public School.*

Taken, subscribed before, and sworn to before me this 18th day of February, A. D. 1891.

ZIMRI D. THOMAS, *Justice of the Peace.*

STATE OF MICHIGAN, }
County of Branch. } ss.

Subscribed and sworn to by Wm. B. Streeter before me, a notary public in and for Branch county, the 16th day of February, A. D. 1891.

EDWARD M. REYNOLDS, *Notary Public.*

To whom it may concern:

Several papers in reporting the proceedings of the recent investigations at the State Public School have stated that "I failed to hear" that part of the telephoning between Mr. Newkirk and Mr. Taylor which related to the understanding that, if we heard nothing further from Mr. Taylor, we should consider that the girl should go and with his sanction. However I may have been understood on the witness stand, I certainly intended to distinctly state that I heard Mr. Newkirk so telephone Mr. Taylor. There was not a doubt in my mind when Nellie left the school, that she went with Mr. Taylor's full knowledge and consent.

ELLA F. CORWIN, *Assistant Superintendent.*

STATE OF MICHIGAN, }
County of Hillsdale. } ss.

Mr. Taylor testifies that he was called up by telephone on the 27th of January, and told about the man being there and that he wanted a girl, that he had a 200 acre farm, etc. That he was asked if he knew such a man, that he said he did not, but if he owned 200 acres of land in Parma he presumed it was all right. Also that Mr. Newkirk did not tell him to investigate the case and that he did not consider it his business to investigate the case while the man Hendershot was still in Coldwater. He says this is the reason he did not investigate the case. However he admitted that he understood that the girl was to go on the train the following day at noon if Newkirk did not hear from him. He did not deny Newkirk's statement that he told Newkirk on the following Monday that he did go out on the street and find a man who said there was a farmer over in that vicinity by the name of Hendershot.

We have given the evidence in this case in detail as is shown by the stenographer's notes because we think that it is of vital importance to this case. While your committee can readily see that, if the strict letter and spirit of the the law had been complied with a brutal and heinous crime would have been averted, we can just as readily see that, if we believe the testimony of Mr. Newkirk, supported and corroborated by Mr. Streeter and Miss Corwin, two witnesses of good repute, whose reputation for truth and veracity stand unquestioned, why Mr. Newkirk considered that he complied with the spirit if not the letter of the law and that he did have the indorsement of the county agent, which only lacked the formality of being in writing.

We are therefore unable to agree with the majority of your committee in recommending that the superintendent be dismissed. While we think he is entitled to censure for not living up to the strict letter of the law, his error is not such as to demand his disgrace and dismissal. The board of control were present and heard all the testimony in the case. They are gentlemen of unimpeachable character; they are the only parties who can deal with the superintendent, and your committee are entirely willing to leave it to their judgment to take such action as the best interest of the school and State shall seem to demand.

Your committee make the following recommendations:

First, That the law be so changed as to require the written recommendation of the supervisor of the ward, village or township, in which the applicant for a child from any State institution resides, in addition to that of the county agent or State agent before any child shall be allowed to leave said State institution;

Second, That whenever any child is brought before any probate judge in this State for the purpose of determining whether or not such child shall be sent to the State school, if such child have parents, guardians, or friends, it shall be the duty of such judge of probate, to read and explain, to such parents, guardians or friends of such child, the law or laws governing such cases, so that they may fully understand that such child if given over to the charge of the State is placed entirely out of the control of such parents, guardians, or friends. In explanation of the foregoing recommendation your committee will say that it has come to the knowledge of your committee by the evidence taken in this investigation and from other sources, that it frequently occurs that parents or other relatives of children, who for the time being, have been brought to extreme poverty, have been induced upon the recommendation of the judge of probate superintendent of the poor, or other persons, to give up possession of their child or children, with the understanding and assurance that such children would be placed in such institution *until such time only* as such parents or their relatives should be in position to claim and care for such children. It has frequently occurred that such parents or other relatives have recovered from their misfortunes and become able to care for such children and then are informed that their children are entirely lost to them and they can not be told even their whereabouts;

Third, That the board of control should see that hereafter the law requiring the written indorsement of the county agent to be received and placed on file before any ward of the institution is allowed to be taken from said school, is strictly enforced, so that it shall be impossible to ever again have a repetition of the Nellie Griffin affair;

Fourth, That in the case of any child or children under the age of seven years being sent from such school to a home, such child or children shall be accompanied by the State agent or some other responsible person, who shall see that such child is delivered safely into such home; and that an appropriation of \$2,500 or as much thereof as shall be found necessary is recommended to be made for the carrying out of this recommendation.

A. MILNES,
JOSEPH FLESHIEM,
of Senate Committee.
J. N. TINKLEPAUGH,
MILAN WIGGINS,
of House Committee.

Mr. Milnes moved that the subject matter of the two foregoing reports be made the special order for Wednesday next at 2 P. M.,

Which motion prevailed.

The committee on finance and appropriations submitted the following report:

The committee on finance and appropriations, which was directed to ascertain and report to the Senate the number of miles of travel for which each member is entitled to draw mileage, respectfully report that they have had the same under consideration and have directed me to report, recommending the following schedule and ask to be discharged from further consideration of the subject.

Charles A. Fridlender	334 miles.
James H. Morrow	186 miles.

PETER GILBERT, *Chairman.*

Report accepted and committee discharged.

REPORTS OF SELECT COMMITTEES.

The select committee appointed to arrange for memorial exercises in memory of the late Gen. Wm. T. Sherman and the late Admiral David D. Porter submitted the following report:

The committee on memorial exercises in honor of General Sherman and Admiral Porter have had the same under consideration, and, after consultation with the House committee, respectfully report that the memorial exercises will be held in joint convention in Representative hall on Wednesday evening, March 4, 1891, at 8 o'clock P. M.

That the Governor, Supreme Court and State officers be respectfully invited to attend. The full program of the exercises will be presented later. All of which is respectfully submitted.

J. S. BEERS, *of committee.*

Report accepted and committee discharged.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES; }
Lansing, February 27, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 223, entitled

A bill to detach certain territory from the townships of Grand Rapids, Paris, Wyoming and Walker, in the county of Kent, and to annex the same to the city of Grand Rapids,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 26, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 243 (file No. 101), entitled

A bill to amend section 3 of act No. 480 of the local acts of the year 1887, entitled "An act to authorize the board of supervisors of the county of Houghton in this State to borrow money upon the bonds of said county, for the purpose of constructing a free bridge across Portage lake in said county," approved May 24, 1887,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

MOTIONS AND RESOLUTIONS.

Mr. Milnes offered the following resolution:

WHEREAS, The undersigned offered at yesterday's session the following motion, which motion does not appear upon the Journal, namely:

Moved that the appointments made by the President be approved, with the exception of Senator Morrow to the apportionment committee; therefore

Resolved, That the Journal be so corrected as to show such motion and the action taken thereon.

A. MILNES.

Mr. Doran moved that the resolution do lie on the table,

Which motion prevailed, Mr. Wisner calling for the yeas and nays, and the Senators voting thereon as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Morrow	Mr. Sharp
Boughner	Holcomb	Mugford	Smith
Crocker	McCormick	Park	Wisner
Doran	Miller	Porter	President
Fridlander			

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NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Stevens	Mr. Wheeler
Benson	Milnes	Taylor	Wilcox
Brown	Prindle	Toan	Wilkinson
Fleishiem	Sabin	Weiss	Withington

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Mr. Sharp offered the following resolution:

Resolved, That the secretary of the Michigan Pioneer and Historical Society be requested to report to the Senate, at an early date, the following statistics:

The number of volumes of reports which have been published by said society, and the number of copies of each volume;

The number of copies of each volume used by the State Librarian as exchanges;

The number of copies of each volume sold, and the number of copies of each volume remaining unsold;

The amount of money covered into the State treasury from sales of each volume, with the total amount of same;

The total amount of appropriations from the State treasury for the use of said society, with dates of same;

The price at which volumes of the society's reports are sold,

Which resolution was adopted.

Mr. Wisner, as chairman of the committee on judiciary, requested that the following bills be printed for the use of the committee, viz.:

Senate bills 163, 316, 312, 311, 315, 313, 320, 246, 310, 275, 287, 226, 227, 242, 251, 271, 294, 295, 296, 284, 229, 204, 83, 6, 57, 5, 39, 185, 180, 181, 200, 183, 177, 166, 167, 165, 161, 9, 216, 145;

Which bills, as above specified, were thereupon ordered printed.

THIRD READING OF BILLS.

Senate bill No. 48 (file No. 46), entitled

A bill to provide for the incorporation of the supreme temple, grand temple and primary societies of the Legion of the Cross, and to define their objects and prescribe their powers.

Read a third time and passed, a majority of all the Senators elect voting therefor. by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Milnes	Mr. Sabin	
Benson	Fridlender	Morrow	Sharp	
Beers	Garvelink	Mugford	Toan	
Boughner	Gilbert	Park	Wheeler	
Brown	Holcomb	Porter	Withington	
Crocker	McCormick	Prindle	Wisner	
Doran	Miller			26

NAYS.

Mr. Stevens	Mr. Taylor	2
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The question being on agreeing to the title,

Mr. Doran moved to amend the title as follows:

By striking out the word "temple" where it occurs after the word "grand," and inserting in lieu thereof the word "temples,"

Which motion prevailed.

The title as amended was then agreed to.

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Milnes to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I

Senate bill No. 77 (file No. 19), entitled

A bill to prevent the spreading and cause the destruction of milkweed in the State of Michigan,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein and recommend its passage.

ALFRED MILNES, *Chairman.*

Report accepted.

On motion of Mr. Milnes,

The Senate concurred in the amendments made to the bill by the committee of the whole, and

The same was placed on the order of third reading of bills.

On motion of Mr. Wilkinson,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Taylor
Benson	Garvelink	Park	Toan
Beers	Gilbert	Porter	Weiss
Boughner	Holcomb	Prindle	Wheeler
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Milnes	Smith	Withington
Fleishem	Morrow	Stevens	Wisner

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Title agreed to.

On motion of Mr. Doran,

House bill No. 223, which had previously been referred to the committee on counties and townships, was ordered referred to the committee on cities and villages.

By unanimous consent,

Mr. Wisner offered the following resolution:

WHEREAS, Joseph Nicholson, superintendent of the House of Correction in the city of Detroit, has presented a communication from the board of inspectors of said institution, asking for a special committee to be appointed by this Senate to examine into the work and management of said institution; therefore,

Resolved, That a special committee of five members of this senate be appointed by the President to examine into the affairs and management of said house of correction, in compliance with the request of the inspectors of said institution.

Which resolution was adopted.

On motion of Mr. Wisner,
Ex-Gov. Josiah W. Begole, who was present, was invited to address the Senate.

Mr. Begole then briefly addressed the Senate.

By unanimous consent,

Mr. Smith offered the following resolution:

WHEREAS, Information has been received of the death in New York City, of Col. James W. Romeyn, formerly a member of the Senate from the first district; therefore

Resolved, That the Senate extends to the bereaved family of the deceased its condolences and its remembrances of the public services of Hon. James W. Romeyn in military and civil life,

Which resolution was unanimously adopted by a rising vote.

Mr. Milnes moved that when the Senate adjourns today it adjourn to Monday next at 9:30 o'clock P. M.

Which motion prevailed.

On motion of Mr. Boughner,

The Senate adjourned.

Lansing, Monday, March 2, 1891.

The Senate met and was called to order by the President at 9:30 o'clock P. M.

Roll called; a quorum present.

Absent without leave: Messrs. Boughner, Brown and Wheeler.

On motion of Mr. Doran,

Messrs. Boughner, Brown and Wheeler were excused until tomorrow.

PRESENTATION OF PETITIONS.

No. 157. By Mr. Bastone: Remonstrance of citizens of the village of Vassar, Tuscola county, against the passage of Senate bill No. 142, being an act to amend the incorporation of the village of Vassar.

Referred to committee on counties and townships.

On motion of Mr. Bastone,

The remonstrance was ordered spread on the Journal, as follows:

To the Honorable the Legislature of the State of Michigan:

GENTLEMEN—We, the undersigned, citizens of the village of Vassar, in the county of Tuscola, Michigan, respectfully remonstrate and protest against the passage of bill No. 142, file No. 75, being a bill to amend section 1 of act number 352 of the session laws of 1879, approved April 19, 1879, entitled "An act to incorporate the village of Vassar, in the county of Tuscola, as amended by act 343 of the local acts of 1885."

Signed,

R. G. LYON.

And 225 others.

No. 158. By Mr. Bastone: Resolutions of the Farmers and Labor Union of Huron county, relative to collections of delinquent taxes, inspection of

grain, uniform public school text books, election of county superintendent of schools and county drain commissioners, sale of adulterated food, and opposing a grading of district schools.

Referred to the committee on education and public schools.

On motion of Mr. Bastone,

The resolutions were ordered spread on the Journal, as follows:

We, the committee appointed by the Farmers and Labor Union on resolutions to all sub-organizations for their approval and signature;

Believing in the doctrine of equal rights to all, special privileges to none, we, the Farmers and Labor Union of Huron county, petition our State Legislators and Senators and demand a general revision of our present tax laws, that all property shall bear its just and equal proportion of taxation; we demand that all delinquent tax be left with the county treasurer and not returned to the Auditor General as heretofore, and sold as soon as possible by said county treasurer.

Resolution No. 2. We demand a State inspection of grain, test to be not less than one-half bushel.

Resolution No. 3. We demand uniform text books for our schools, printed by the State and furnished to all schools within the State at actual cost.

Resolution No. 4. We demand that the superintendent of county schools and county drain commissioner be elected by vote the same as other county officers.

Resolution No. 5. That the sale of adulterated food be prohibited.

Resolution No. 6. We are not in favor of any law making our district schools graded.

Signed,

JAMES HALEY,

And 25 others.

No. 159. By Mr. Bastone: Protest of the village board of Vassar, against the passage of Senate bill No. 142.

Referred to the committee on counties and townships.

On motion of Mr. Bastone,

The protest was ordered spread upon the Journal, as follows:

Resolved, By the village board of the village of Vassar, that we strenuously protest against the passage of bill No. 142, file No. 75, being an act to incorporate the village of Vassar, inasmuch as the passage of said bill would detach territory having a population of 250 or more from the village as now incorporated.

R. G. LYON, *President*,

C. S. BARNUM,

P. L. VARNUM,

C. A. MAPES.

C. C. CURTIS,

Trustees.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, February 27, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 28 (file No. 4), being

An act to detach certain territory from the township of Ellis, in the county of Cheboygan, and attach the same to the township of Nunda in said county,

EDWIN B. WINANS, *Governor*.

The message was received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 27, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following, entitled: House bill No. 293 (file No. 109), entitled

A bill to authorize the city of Port Huron to borrow money and to issue bonds therefor, to purchase outstanding paving, sewer and other public improvement bonds, issued for private property portion of said improvements, and to authorize said city to hold and collect said bonds and all unpaid special assessments levied upon private property to defray the expenses of the improvement for which said bonds were issued,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, February 27, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Be it Resolved by the House of Representatives (the Senate concurring), That the Secretary of State be and is hereby directed to compile a complete list of land grants made of the lands in Michigan by the United States government and by this State to railroads, canals, and State roads, giving date of grant, amount of land granted, and present status of each grant. Also, the relinquishments made by the Governor of Michigan to the United States,

Which has been adopted by the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

The resolution was adopted.

The President made the following announcement:

SENATE CHAMBER,
Lansing, March 2, 1891. }

By authority granted me by the Senate to appoint a special committee of five members of this Senate to examine into the affairs and management of the House of Correction, at Detroit, I hereby appoint as such committee Messrs. Wisner, Smith, Benson, Wheeler and Milnes.

JOHN STRONG, *President.*

Mr. Smith asked to be excused from serving on the above committee, and the President thereupon substituted Mr. Park as member of said committee in the stead of Mr. Smith.

On motion of Mr. Wisner,
The Senate adjourned.

Lansing, Tuesday, March 3, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. P. Peaker.

Roll called: a quorum present.

Absent without leave: Messrs. Boughner and Brown.

On motion of Mr. Doran,

Messrs. Boughner and Brown were excused until tomorrow.

PRESENTATION OF PETITIONS.

No. 160. By Mr. Holcomb: Petition of George Evarts and 20 others, asking for the organization of the township of Lake in the county of Montmorency.

Referred to committee on counties and townships.

No. 161. By Mr. McCormick: Resolutions of Monillier association No. 1453, Patrons of Industry, asking for a uniform public school text book system, relief of mortgage taxation, compelling railroads to pay taxes, for the abolition of the exchange system as now practiced by millers and a return to the legal toll allowed by the laws of Michigan, and opposing an appropriation for a G. A. R. encampment at Detroit.

Referred to committee on taxation.

No. 162. By Mr. Gilbert: Petition of DeLisle P. Holmes, P. S. Steward and 10 others asking for the passage of the "municipal suffrage bill" now pending in the Senate, being Senate bill No. 32.

Referred to committee on elections.

No. 163. By Mr. Gilbert: Petition of Harvey Gilbert, F. O. Gilbert,

T. A. E. Weadock and 20 others, asking for the passage of the "municipal suffrage bill," now pending in the Senate, being Senate bill No. 32.

Referred to committee on elections.

No. 164. By Mr. Gilbert: Petition of residents of school district No. 2, townships of Adams and Deep River, Arenac county, requesting an extension of the territory embraced in said school district.

Referred to committee on education and public schools.

On motion of Mr. Gilbert,

The petition was ordered spread on the Journal, as follows:

To the Governor and Legislature of the State of Michigan:

The undersigned petitioners most respectfully represent that they are residents and taxpayers of school district No. 2, fractional, of the township of Adams and Deep River in Arenac county, Michigan, which townships are numbered 19 north of ranges 3 and 4 east.

Your petitioners represent that said school district embraces the village of Sterling and territory contiguous to said village, and contains 9 sections of land, being the maximum of territory allowed by the general school laws of the State for school districts formed by the school inspectors.

Your petitioners further represent that the district has recently built a schoolhouse which, with grounds and surroundings cost about \$2,500, leaving still \$1,800 in the form of a bonded debt left unpaid.

Your petitioners further represent that there is territory contiguous to said district which is partly settled and occupied by families, who, owing to location and surroundings, must be accommodated at and in said school district or be deprived of the benefits of a school.

Your petitioners therefore respectfully petition that an act be passed by the Legislature and signed by the Governor making the following territory a part of said school district, to wit: Entire section 7, the west half of section 8, and the southeast quarter section 8, all in town 19 north of range 4 east. A map of said school district and of the territory described above is hereunto attached. And your petitioners would ever pray.

Signed,

JAY AMES,

And 13 others.

REPORTS OF STANDING COMMITTEES.

By the committee on education and public schools:

The committee on education and public schools to whom was referred, Senate bill No. 36, entitled

A bill to alter the boundaries of, and detach certain lands from, union school district of the city of Corunna,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

SEC. 1. *The People of the State of Michigan enact:* That the following described lands and territory belonging to and in union school district of the city of Corunna, being in the township of Caledonia, Shiawassee county, Michigan: s e $\frac{1}{2}$ section 32, w $\frac{1}{2}$ of s w $\frac{1}{2}$ sec. 29, w $\frac{1}{2}$ of n w $\frac{1}{2}$ sec. 29, w $\frac{1}{2}$ of s w $\frac{1}{2}$ sec. 34, n 10 acres, e $\frac{1}{2}$ of s w $\frac{1}{2}$ sec. 34, s $\frac{1}{2}$ of n w $\frac{1}{2}$ sec. 34, s $\frac{1}{2}$ of n e $\frac{1}{2}$ sec. 34.

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the amendments made to the bill by the committee.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on supplies and expenses:

The committee on supplies and expenses to whom was referred the account of Mrs. Welcher for washing towels for Senate, 45 pieces at 5 cts. each, \$2.25,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the account be paid, and ask to be discharged from the further consideration of the subject.

WM. MILLER, *Chairman.*

The report was accepted and adopted and the committee discharged.

By the committee on supplies and expenses:

The committee on supplies and expenses to whom was referred

The account of H. B. Morgan for 9 badges for messengers, \$18.00,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the account be paid and ask to be discharged from the further consideration of the subject.

WM. MILLER, *Chairman.*

The report was accepted and adopted and the committee discharged.

By the committee on supplies and expenses:

The committee on supplies and expenses to whom was referred

The resolution authorizing them to purchase one typewriter,

Respectfully report that they have purchased the same at an expense of \$95.40 and recommend that the expense be paid and ask to be discharged from the further consideration of the subject.

WM. MILLER, *Chairman.*

The report was accepted and adopted and the committee discharged.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

Senate bill No. 37, entitled

A bill to authorize the city of Corunna to borrow money for the purpose of making public improvements in said city, and to issue its bonds for the payment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The bill was laid on the table.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 318, entitled

A bill to authorize the city of Coldwater to create and appoint and prescribe the powers and duties and fix the compensation of a board of com-

missioners to have the care and management of the system of water works and of the electric light plant of said city when the same shall be in operation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 102 (file No. 41), entitled

A bill to amend sections 1, 7, and 9, of act 140 of the session laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," and to add two new sections thereto, to be numbered and known as sections 13 and 14, so that when thus amended the entire act shall read as follows:

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 125 (file No. 62), entitled

A bill to prevent the receiving of presents of more than five dollars in value by wardens of the State prisons or wardens or keepers of the State houses of correction,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 118 (file No. 57), entitled

A bill to amend section 3 of act No. 77, of the session laws of 1849, being an act entitled "An act relative to the costs of proceedings in criminal cases," approved March 13, 1849, being section 7490 of the compiled laws of 1871 as amended by act 213, session laws of 1879, being compiler's section 9065 of Howell's annotated statutes as amended by act 180 of the public acts of 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Prindle,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 86 (file No. 34), entitled

A bill to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of said village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 140, entitled

A bill to require the purchase of farm and dairy products which are necessary for the use of the several penal, charitable and industrial institutions of the State from the farm and dairy products raised and produced in the State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 131 (file No. 66), entitled

A bill to amend section 9, of act No. 140, of the public acts of 1889, entitled "An act to authorize the formation of corporations for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon," approved June 8, 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 89 (file No. 35), entitled

A bill to amend sections 2, 7, 8, 15 and 17, of act No. 262, of the session laws of 1889, entitled "An act for the winding up of mining and manufacturing corporations whose charters have expired," and to repeal sections 12, 13 and 14 of said act No. 262,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 95 (file No. 37), entitled

A bill to amend section 6 of an act entitled "An act to provide for selecting and drawing jurors for the circuit court of the county of Saginaw,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 76 (file No. 16), entitled

A bill to amend section 35 of chapter 95 of the revised statutes of 1846, being compiler's section 5629 of the compiled laws of 1871, the same being section 7180 of Howell's annotated statutes, relative to attorneys, solicitors and counselors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 143 (file No. 65), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Saginaw, and to prescribe his duties and powers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

amendment and recommend that the bill do pass and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 122 (file No. 60), entitled

A bill to provide for the appointment, fix the compensation, and prescribe the duties of a stenographer for the eleventh judicial circuit, and to establish a basis for the payment of his salary by the counties in said circuit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in.

That the words "two thousand dollars" read "one thousand eight hundred dollars per annum," and striking out the words "ten cents per folio" and substituting the words, "eight cents per folio" therefor, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill, No. 137 (file No. 74), entitled

A bill to authorize the city of Coldwater to erect and maintain an electric light plant, for the use of the city of Coldwater and the inhabitants thereof, and to provide for the issuing of bonds for the payment of the same,

Respectfully report that they have the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to authorize the city of Coldwater to erect and maintain an electric light plant for the use of the city of Coldwater and the inhabitants thereof, and to provide for the issuing of bonds for the payment of the same.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The Senate concurred in the substitute reported by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

REPORTS OF SELECT COMMITTEES.

The select committee appointed to act with a similar committee from the House in arranging for joint memorial exercises in memory of the late Gen. Wm. T. Sherman and the late admiral David D. Porter, made the following report:

To the Senate:

Your select committee on memorial services in honor of Gen. Wm. T. Sherman and admiral David D. Porter would respectfully present the following report:

The Senate and House of Representatives shall meet in joint convention in Representative hall, at 8 o'clock P. M., March 4, 1891. The president of the joint convention shall thereupon appoint a committee of 3 to wait upon the Governor and Supreme Court and State officers and invite their presence.

The following shall be the program.

Statement of object of joint convention by Lieut. Governor John Strong.

Prayer by Rev. C. H. Beale.

Music, "Not Dead but Sleepeth," Lansing Quartette.

Address, Justice John W. McGrath.

Music, "Hope Beyond," Quartette.

Address, Rev. Washington Gardner.

Music, "Tenting on the Old Camp Ground," Quartette.

Recitation, Joseph Greusel.

Addresses on the part of the Senate by Senators Fridlender, Benson, Milnes and Withington.

Music, "Soldier's Farewell," Quartette.

Addresses on the part of the House by Representatives Miner, Clapp, Connor and Diekema.

Adjournment.

JOHN S. BEERS, *of Committee.*

The report was accepted and adopted.

GENERAL ORDER.

On motion of Mr. Doran,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Doran to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 32 (file No. 26), entitled

A bill to secure to women citizens, who are otherwise qualified, the right to vote in school, village, city and other municipal elections.

Also,

Senate bill No. 27 (file No. 3), entitled

A bill to detach the township of Chester, Ottawa county, from the county of Ottawa and attach the same to the county of Muskegon.

Also,

Senate bill No. 59 (file No. 24), entitled

A bill to regulate the conduct of judicial officers in this State,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

PETER DORAN, *Chairman*.

Report accepted.

The above entitled bills were placed on the order of third reading of bills.

By unanimous consent,

The committee on judiciary made the following report:

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate joint resolution No. 5 (file No. 2), entitled

Joint resolution to amend section 28 of article 4 of the constitution, so that no bill shall be introduced into either House of the Legislature after the first thirty days of a session shall have expired,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

The joint resolution was referred to the committee of the whole, and placed on the general order.

Mr. Wisner moved to take from the table

Senate bill No. 206, entitled

A bill to provide for a State board of inspectors to have the management and control of the State Prison at Jackson, the State House of Correction and Reformatory at Ionia, the branch of the State Prison at Marquette, the Reform School for boys at Lansing, the Industrial Home for Girls at Adrian, and to provide for the government and discipline of said institutions,

Which motion prevailed.

On motion of Mr. Wisner,

The bill was referred to the committee on State Prison.

Mr. Wisner moved to take from the table

Senate bill No. 207, entitled

A bill to provide for the registration and identification of criminals in the penal institutions of this State by the Bertillon system,

Which motion prevailed.

On motion of Mr. Wisner,

The bill was referred to the committee on State Prison.

On motion of Mr. Doran,

The committee of the whole was discharged from the further consideration of Senate bill No. 40.

On motion of Mr. Doran,

Senate bill No. 40 was referred to the committee on judiciary.

Mr. Smith moved that the rules be suspended and that

Senate bill No. 59 (file No. 24), entitled

A bill to regulate the conduct of judicial officers in this State,

Be placed upon its immediate passage,

Which motion did not prevail.

Mr. Porter moved that the rules be suspended, and that

Senate bill No. 27 (file No. 3), entitled

A bill to detach the township of Chester, Ottawa county, from the county of Ottawa and attach the same to the county of Muskegon,

Be placed upon its immediate passage,

Which motion did not prevail.

Mr. Park moved that the rules be suspended and that Senate bill No. 59 (file No. 24), entitled

A bill to regulate the conduct of judicial officers in this State,
Be placed upon its immediate passage,

Which motion prevailed, Mr. Park calling for the yeas and nays, and two-thirds of all the Senators present voting therefor, as follows:

YEAS.

Mr. Benson	Mr. Garvelink	Mr. Morrow	Mr. Smith	
Beers	Gilbert	Park	Toan	
Crocker	Holcomb	Porter	Wilcox	
Doran	McCormick	Prindle	Wilkinson	
Fleishem	Miller	Sabin	Wisner	
Fridlander	Milnes	Sharp		23

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Mr. Stevens	Mr. Wheeler	2
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Pending a third reading of the bill,

Mr. Milnes moved that the bill be re-referred to the committee on judiciary,

Which motion prevailed.

Mr. Crocker moved that the rules be suspended, and that

Joint resolution No. 5 (file No. 2), entitled

A joint resolution to amend section 28 of article 4 of the constitution, so that no bill shall be introduced in either house of the Legislature after the first thirty days of a session shall have expired,

Be placed on its immediate passage,

Which motion did not prevail.

On motion of Mr. Park,

The Senate adjourned.

Lansing, Wednesday, March 4, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Boughner, Brown and Crocker.

On motion of Mr. Doran,

Messrs. Boughner, Brown and Crocker were excused until tomorrow.

The special order of the day being the consideration of the reports of the committee on State Public School,

On motion of Mr. Doran, by unanimous consent,

The consideration of the reports was temporarily suspended and the committee on cities and villages made the following report:

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 223, entitled

A bill to detach certain territory from the townships of Grand Rapids, Paris, Wyoming and Walker, in the county of Kent, and to annex the same to the city of Grand Rapids,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Sec. 1, line 21, strike out the words "the northeast quarter section 14" and insert "south half of northeast $\frac{1}{4}$ of section 14."

Sec. 1, line 23, strike out the words "the entire north half of section 13" and insert the words "the south half of the north half of section 13."

Section 1, line 26, strike out the words "north half of section 18," and insert "the south half of northwest quarter of section 18 and the south half of northeast quarter of section 18."

Section 6 to be added thereto.

Section 6. The common council of the city of Grand Rapids are authorized to divide the aforesaid annexed territory into convenient election precincts, or to add the same, or any portion thereof, to the present election precincts of the wards of the city respectively, at any time before the notice of the meeting of the board of registration of said city for the charter election of the year 1891,

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Porter	Mr. Toan
Benson	Holcomb	Prindle	Weiss
Beers	McCormick	Sabin	Wheeler
Crocker	Miller	Sharp	Wilcox
Doran	Milnes	Smith	Wilkinson
Fleishiem	Morrow	Stevens	Withington
Fridlander	Mugford	Taylor	Wisner
Garvelink	Park		

30

NAYS.

0

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

SPECIAL ORDER OF THE DAY.

The special order of the day, being the consideration of the majority and minority reports of the committee on State Public School, relative to the recent investigation of the management and affairs of said institution,

Mr. Sharp moved that the report of the committee on State Public School be adopted;

Mr. Milnes moved as a substitute, that the minority report of the committee on State Public School be adopted;

Which substitute prevailed, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Crocker	Mr. Milnes	Mr. Taylor	Mr. Wilcox	
Doran	Prindle	Toan	Wilkinson	
Fleishem	Sabin	Weiss	Withington	
Fridlender	Stevens	Wheeler	Wisner	
Garvelink				17

NAYS.

Mr. Bastone	Mr. Holcomb	Mr. Morrow	Mr. Porter	
Beers,	McCormick	Mugford	Sharp	
Gilbert	Miller	Park	Smith	12

PRESENTATION OF PETITIONS.

No. 165. By Mr. Crocker: Petition of Philo Truesdell and 16 others, dealers in and manufacturers of monuments, of Port Huron, Mich., asking for the passage of a bill now pending in the Senate, for the better protection of said dealers.

Referred to the committee on judiciary.

On motion of Mr. Crocker,

The petition was ordered spread on the Journal, as follows:

To the Honorable Senate and House of Representatives of the State of Michigan:

We, the undersigned dealers and manufacturers of monuments, etc., of Port Huron, Mich., respectfully petition your honorable body to pass a bill now introduced in the Senate "for the better protection of said above named dealers."

Signed,

PHILO TRUESDELL,

And 16 others.

No. 166. By Mr. McCormick: Petition of C. W. Longbridge and 8 other monument dealers of Ypsilanti. Same subject.

Same reference.

No. 167. By Mr. Toan: Petition of Cartwright Brothers and 15 other monument dealers of Detroit. Same subject.

Same reference.

No. 168. By Mr. Toan: Petition of Wm. Clarke and Jim Marshall, monument dealers of Detroit. Same subject.

Same reference.

No. 169. By Mr. Morrow: Petition of S. E. Harrison & Son and 11 other monument dealers of Adrian. Same subject.

Same reference.

No. 170. By Mr. Withington: Petition of C. W. Hills and 9 other monument dealers of Jackson. Same subject.

Same reference.

No. 171. By Mr. Wilcox: Petition of Joseph A. Horton and 11 others, asking that the bill to detach certain territory from the city of Corunna and attach the same to the township of Caledonia be passed.

Referred to the committee on cities and villages.

No. 172. By Mr. Bastone: Remonstrance of J. M. Torrey and 60 others residents of Kingston, Tuscola county, against the passage of House bill No. 319, entitled "A bill to detach the township of Wisner from the county of Tuscola, and attach the same to the county of Bay."

Referred to committee on counties and townships.

On motion of Mr. Bastone,

The petition was ordered spread upon the Journal, as follows:

We, the undersigned, residents of Kingston, Tuscola county, Michigan, hereby express our opposition and enter a remonstrance against the passage of House bill No. 319, entitled "A bill to detach the township of Wisner from the county of Tuscola, and attach the same to the county of Bay," and respectfully ask you to use all honorable means to secure the defeat of said bill, and we will ever pray.

Dated Kingston, Mich., Feb. 28, 1891.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 42, entitled

A bill relative to contributory negligence, and to provide for the submission of the same as a question of fact to the jury,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

C. W. WISNER, *Chairman.*

The report was accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 336, entitled

A bill to regulate the power of courts of justice in this State, in relation to the trials of actions of negligence pending before them,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

C. W. WISNER, *Chairman.*

The report was accepted and the bill was ordered printed.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 183, entitled

A bill to regulate the placing of section posts, quarter section posts and eighth section posts, in surveyed sections in this State, to regulate the designs thereon and repeal all acts inconsistent herewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to regulate the method of designating, marking and recording corners of subdivisions of sections in this State,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the substitute reported for the bill by the committee.

The substitute was ordered printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. Wilcox,

Senate bill No. 276, entitled

A bill to detach certain territory from the city of Corunna in the county of Shiawassee and State of Michigan, and attach the same to the township of Caledonia in said county,

Was taken from the table.

On motion of Mr. Wilcox,

The bill was referred to the committee on cities and villages.

By unanimous consent,

The following petitions were presented:

No. 173. By Mr. Beers: Petition of Joseph P. Beistel and Fred Eldredge, dealers and manufacturers of monuments, of Buchanan, Mich., asking for the passage of a bill, now pending in the Senate, for the better protection of said dealers.

Referred to committee on judiciary.

No. 174. By Mr. Weiss: Petition of Wm. Hoyt and Frank Bell, of Plymouth, Mich. Same subject.

Same reference.

No. 175. By Mr. Wheeler: Petition of W. J. North, John Seibert and N. Ellis, of Manistee. Same subject.

Same reference.

No. 176. By Mr. Miller: Petition of A. Black and five others of Hastings. Same subject.

Same reference.

No. 177. By Mr. Porter: petition of L. W. Read and three others of Muskegon. Same subject.

Same reference.

No. 178. By Mr. Benson: petition of Thos. G. Skelton and two others of Fentonville. Same subject.

Same reference.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 34 (file No. 6), entitled

A bill to incorporate the public schools of the township of Munising, in the county of Alger;

Respectfully report that they have had they same under consideration, and have directed me to report the same back to the Senate, with the

accompanying amendment thereto, recommending that the amendment be concurred in,

By inserting in line 10 of section 8 after the word therein, "Provided that none of these regulations shall conflict with the laws of this State,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bastone,

The Senate concurred in the amendment made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred Senate bill No. 138, entitled

A bill giving the assent of the Legislature of the State of Michigan to the grant of moneys from the United States, by act of Congress, approved August 30, 1890, being an act to apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts, established under the provisions of an act of Congress, approved July 2, 1862,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill be referred to the committee on Agricultural College, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on Agricultural College.

By the committee on Industrial Home for Girls.

SENATE CHAMBER,
Lansing, March 3, 1891. }

To the Honorable the Senate of the State of Michigan:

Your committee on Industrial Home for Girls, who were directed by resolution of the Senate of Jan. 16, 1891, to visit the House of the Good Shepherd at Detroit, and obtain the number and names of girls received in said institution since the act of June 27, 1887, from the city of Detroit and from any township of Wayne county; the number and names of the discharged or liberated inmates, and the general management of the institution, respectfully report that, pursuant to said resolution, your committee, on Saturday the 24th of January, 1891, visited the institution and were given every facility in making their investigations concerning the management and conduct of the said institution, by the persons in charge thereof. Your committee found as follows:

1. The number of girls received in said institution under the act referred to, one.
2. The name of said girl, Bertha Huthenise.
3. That said Bertha Huthenise is not now an inmate of said institution, but was liberated prior to the visit of your committee.

Your committee also report, after full investigation, that the general management of said institution is excellent and highly commendable.

A. C. McCORMICK, *Chairman.*

On motion of Mr. McCormick,

The report was accepted and adopted.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 4, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 306 (file No. 113), entitled

A bill to amend section 3 of act No. 258 of the session laws of 1849, entitled "An act to amend chapter 94 of the revised statutes in relation to criminal proceedings," the same being section 5555 of the compiled laws of 1871, and section 7123 of Howell's annotated statutes.

Also,

House bill No. 209, (file No. 107), entitled

A bill to amend sections 10 and 15 of an act, entitled "An act to organize the union school district of the city of Saginaw," being act number 260, laws of 1865, and the acts amendatory thereof.

Also,

House bill No. 124 (file No. 100), entitled

A bill to detach certain territory from the township of Readmond, Emmet county, and to attach the same to the township of Cross Village, Emmet county.

Also,

House bill No. 259 (file No. 82), entitled

A bill to repeal sections 5, 7, 17 and 21 of act No. 95 of the laws of 1887, approved May 6, 1887, entitled "An act in relation to jurors in courts of record in the county of Wayne, and to revise the laws relative thereto."

Also,

House bill No. 491, entitled

A bill to amend section 3 of act No. 135 of the session laws of 1867, entitled "An act for the incorporation of industrial and other charitable schools," the same being section 4600 of Howell's annotated statutes of Michigan,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The third named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The fourth named bill was read a first and second time by its title, and referred to the committee on judiciary.

The fifth named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 4, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following House bill No. 805, entitled

A bill to re-incorporate the village of Orion in the county of Oakland and State of Michigan.

Also,

House bill No. 806, entitled

A bill to incorporate the village of Royal Oak, in the county of Oakland, State of Michigan,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Weiss,

The committee of the whole was discharged from the further consideration of Senate bill No. 203, entitled

A bill to provide a charter for the city of Detroit and to repeal all acts and parts of acts inconsistent with the provisions herewith.

On motion of Mr. Weiss,

The bill was referred to the committee on cities and villages.

On motion of Mr. Milnes,

Senate bill No. 318, entitled

A bill to authorize the city of Coldwater to create and appoint and prescribe the powers and duties and fix the compensation of a board of commissioners to have the care and management of the system of water-works and of the electric light plant of said city when the same shall be in operation,

Was taken from the general order and re-referred to the committee on cities and villages.

THIRD READING OF BILLS.

Senate bill No. 27 (file No. 3), entitled

A bill to detach the township of Chester, Ottawa county, from the county of Ottawa and attach the same to the county of Muskegon,

Was read a third time and was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. McCormick	Mr. Mugford	Mr. Smith
Beers	Miller	Porter	Wilcox
Fridlender	Morrow	Prindle	Wilkinson
Holcomb			

13

NAYS.

Mr. Garvelink	Mr. Toan	Mr. Wheeler	Mr. Withington
Sabin			

5

Mr. Porter moved to reconsider the vote by which the bill was not passed,

Which motion prevailed.

On motion of Mr. Porter,

The bill was laid on the table.

On motion of Mr. Holcomb,

The Senate took a recess until 7:45 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 7:45 o'clock P. M.

Roll called: a quorum present.

On motion of Mr. Beers,

The Senate proceeded to the hall of the House of Representatives to meet the House in joint convention, the occasion being the memorial exercises in memory of the late Gen. Wm. T. Sherman and the late Admiral David D. Porter.

The Senate returned to the Senate chamber and was called to order by the President.

The President announced that the Senate and House had held, in joint convention, memorial exercises in honor of the memory of the late Gen. Wm. T. Sherman and the late Admiral David D. Porter.

The following are the proceedings in joint convention:

Memorial Exercises

of the

Senate and House of Representatives

of the

State of Michigan,

in honor of

Gen. William T. Sherman

and

Admiral David D. Porter.

PROCEEDINGS IN JOINT CONVENTION.

The joint convention was called to order by Hon. John Strong, Lieutenant Governor and president of the Senate.

The roll of the Senate was called by the Secretary thereof, and a majority of the Senators were present and answered to their names.

The roll of the House was called by the Clerk thereof, and a quorum of the Representatives were present.

The President of the Senate announced a quorum of the joint convention.

Senator Beers moved that a committee of three, composed of one from the Senate and two from the House, be appointed to wait upon the Governor, the State officers and the Judges of the Supreme Court, and invite their attendance during the joint convention.

Which motion prevailed.

The President appointed as such committee Senator Beers and Messrs. St. Clair and Doyle.

After a short absence the committee returned and reported that they had performed the duty assigned them, and were discharged.

The Sergeant-at-Arms announced the State officers and the Judges of the Supreme Court in attendance, and they were conducted to seats.

The President of the Senate and President of the joint convention addressed the joint convention as follows:

ADDRESS OF LIEUT. GOV. JOHN STRONG.

The purpose of this joint convention, gentlemen of the Senate and House of Representatives, is betokened in the sable colors of mourning that frame this desk. This seems an especially fitting hour to meet and pay tribute to the illustrious dead. The shock that shuddered the nation when its greatest living heroes of land and sea were silenced in death, has passed. The funeral dirge has sounded its closing note, and they have passed into history.

Dead? No, they live in the hearts of every American. They live in the triumphal progress of the nation they served at their life's peril. They live as an inspiration for all time to every pure minded citizen as the embodiment of all that is patriotic, all that is heroic, all that is manly.

So just as they have entered on this new and broader and time enduring life, we meet to take lesson from the past, to take inspiration for the future from the open books of their lives. You will but give expression to the sentiments of the great constituencies represented in this convention, and comprising this great, water-hemmed State of ours. Michigan was ever loyal and unswerving in her loyalty. Countless thousands of hostages she gave in her noble soldier sons, and those who watched and waited, the mothers separated from their sons and husbands, the sisters and sweet-hearts torn from the gallant youths, were loyal in their prayers for the Union and loyal in their devotion to the absent ones.

As Michigan yields to none in her loyalty to the sovereign stars and stripes, as she gave to the leadership of Sherman, the irresistible, and Porter, the resolute, her own life and life blood, so now she is second to none in devotion to their memories.

Sherman and Porter are enshrined in her heart. May they ever be her dearest idols.

Rev. Mr. Beal will offer prayer.

After an eloquent prayer by Rev. C. H. Beale,

The President announced that owing to illness his excellency, the Governor, was unable to be present on this occasion.

The President also announced a telegram from Justice of the Supreme Court John W. McGrath stating his retention at his home by illness.

Music—"Not dead, but Sleepeth," Lansing quartette, consisting of Messrs. D. Robinson, 1st tenor; T. R. Cowhard, 2d tenor; H. Robinson, 1st basso, and E. H. Esselstyn, 2d basso.

The Secretary of the Senate read the following preamble and resolutions.

WHEREAS, Death, always busy in laying low the true and noble, and at this time unusually active in causing our nation's halls to be draped in mourning, has again come near unto us, this time snatching away the highest and most distinguished living representative of our navy, as, but two days since, we met to deplore with heads bowed in grief the loss of his revered brother and companion in arms, with whom he wrought so nobly and disinterestedly for the integrity of the union in the terrible years of our civil war: and

WHEREAS, In the departure from this life of David Dixon Porter, although he leaves us full of years and honors, we recognize a personal as well as a national bereavement, but faintly shown by the stars and stripes surmounted and flanked by the sable colors of death. The indomitable and invincible hero! Inheritor of the valor of five generations of naval warriors, who signalized their devotion to their country in the Colonial wars, in the struggle of the Revolution, in the war of 1812, in the war with Mexico, and crowned by the late achievements of the greatest of them all, the foster brother of Farragut, and enthusiastic co-worker with him in the terrible naval duels which opened up a new and wonderful era in offensive warfare, and did much toward solving the problem of reducing the confederate strongholds along the Atlantic, the Gulf of Mexico, and the Mississippi and her great tributaries; therefore, be it

Resolved (the House of Representatives concurring), That we hereby give expression to our profound sense of the obligations of this nation and people, collectively and individually, to the great admiral, in peace unobtrusive and irreproachable, vigilant and unconquerable in war; and be it further

Resolved, That, as in war they fought side by side for one object, their country's deliverance, in after years they lived as friends and neighbors, and in death they were scarcely divided, we hereby agree to appoint and set apart the same time and place for the holding of suitable memorial services in honor of our illustrious dead, General William Tecumseh Sherman and Admiral David Dixon Porter.

SAMUEL L. KILBOURNE.

In support of the resolution Hon. Samuel L. Kilbourne eloquently addressed the joint convention.

Music—"Hope Beyond," Quartette.

REV. WASHINGTON GARDNER.

In eulogy of General William T. Sherman, Rev. Washington Gardner addressed the joint convention as follows:

GENTLEMEN OF THE SENATE AND HOUSE OF REPRESENTATIVES:

It seems eminently proper not only that you should enter upon the journal of proceedings your official recognition of the great loss the nation has sustained in the almost simultaneous death of the two officers holding the highest rank known to our military and naval establishments, but that in this more formal way you should, in the name of a great commonwealth, express your appreciation of the nobility of personal character and the value to the nation of their pre-eminent public services.

Surely they whom the nation mourns were worthy this assemblage, embracing as it does, his excellency, the Governor, and those associated with him in the executive department of the State, the legislators in special session, the honored Justices of the Supreme Court, the resident survivors of the army and navy and these citizens of the capital city.

I shall undertake to speak more particularly of General Sherman, leaving others to dwell at length upon the character and public services of Admiral Porter.

SHERMAN'S EQUIPMENT.

From the first Colonial Congress until now the name of Sherman has held an honored place in the annals of our country's history.

William Tecumseh, orphaned of a distinguished father while yet a boy, was fortunate in falling under the guardian care of one of Ohio's most eminent sons.

As a student at West Point he demonstrated his ability by standing sixth in a class of 42. His military education, supplemented by 13 years of service in the regular army, thoroughly fitted him for the duties of a soldier.

Seven years' experience as a banker, lawyer and street railway president, though in them meeting with indifferent success, gave him that knowledge of men and affairs in civil life which was of exceeding value to him as commander of armies largely officered, and the rank and file almost wholly recruited from men untrained to war.

His childhood and youth, spent in his native Ohio, his academic years on the banks of the Hudson, and his military service in the south and far west gave him knowledge from personal observation of the nature, extent and vast resources of our country.

As superintendent of the Louisiana military academy for two years immediately preceding the rebellion, he came in contact with men of all classes prominent in public life; he had constantly to do with young men reflecting the dominant sentiments of the South. He was thus enabled to judge with a degree of accuracy rarely equaled, as to the spirit, purposes and determination of the southerners in their relation to the Federal Union.

His alliance by marriage with one of the foremost families of his native State, his known relation of brother to Senator John Sherman, then, his age considered, as now, one of the most influential men in public life, his

wide and favorable acquaintance with men prominent in military, political and mercantile affairs were of great advantage to him.

Indeed by honorable lineage, by native ability, by special training, varied experience, professional and otherwise, and by family and social alliances, William Tecumseh Sherman, in the prime of his mental and physical manhood, stood at the opening of war scarce second to any in his equipment to play a leading part in that eventful drama in the world's history, enacted in the United States of America from 1861 to 1865.

HIS PATRIOTIC DECISION.

In the dark days immediately preceding the war, when State after State disavowed its allegiance and withdrew from the Federal Union, when Senators and Representatives, disregarding their sacred obligations of fidelity to the national constitution, openly proclaimed treasonable utterances in the legislative chambers of the Capitol; when members of the cabinet in closest official relations to the chief executive were secretly plotting against the nation's life; army officers, educated and maintained, honored and trusted by the general government, violated their solemn oaths to defend that government against all enemies, resigned their commissions, foreswore their allegiance and took up arms to destroy the Union.

In these times of national forebodings, when the republic seemed on the verge of ruin, the President declaring in a solemn state paper that the Federal government had no right to coerce a seceding state; when the great commonwealths of the cotton belt were proclaiming their absolution from the Union, peaceably if they could, forcibly if they must; when each succeeding day was waited with feverish anxiety to note what additional state or prominent individual would be heralded as in favor of secession and dissolution.

In those days of doubt, of uncertainty, of gloom, Sherman in the employ of the State of Louisiana at a salary of \$4,500 a year, on which his family was dependent for support, wrote the governor of that commonwealth, saying: "If Louisiana withdraws from the Federal Union, I prefer to maintain my allegiance to the constitution as long as a fragment of it survives." He asked to be relieved the moment the State determined to secede, declaring: "On no earthly account will I do any act or think any thought hostile to or in defiance of the old government of the United States." Thus early, January 18, 1861, on the altar of patriotism he offered the sacrifice of a position both lucrative and congenial.

HIS MILITARY CAREER,

upon which rests his enduring fame, is known to all. It began as colonel in charge of a brigade at the first battle of Bull Run. In that disastrous engagement the four regiments comprising his command lost thirty-eight per cent of the total casualties of the Union forces.

At Shiloh, as brigadier general, he commanded a division. On that fearfully contested field he revealed the possession of qualities that subsequently made him great. Only those who were there can realize the peril attending the Federal army on the first day of that sanguinary engagement.

Halleck, in his official report, wrote: "It is the unanimous opinion that Brigadier General Sherman saved the fortunes of the day."

General Wilson declares that: "During eight hours the fate of the army depended on the life of one man. If General Sherman had fallen, the army would have been captured or destroyed."

Grant records Sherman as "holding with raw troops the key to the Landing. To his individual efforts," he says, "I am indebted for the success of that battle."

In the proposed campaign against Vicksburg, wherein it was determined to cut loose from the base of supplies, he earnestly advised both by personal council and written communication against such plan of operations. But when that plan was adhered to, and the command given to move forward to its execution, there was no more obedient, devoted and efficient subordinate in that heroic army than Major General Sherman, commanding the fifteenth army corps. His superior officer says: "The siege of Vicksburg, the capture of Jackson and the dispersion of Johnston's army, entitle General Sherman to more credit than usually falls to the lot of one man."

When, on the fourth of July, 1863, thirty-one thousand men as prisoners of war laid down their arms on the banks of the Mississippi, and that mighty river "flowed unvexed to the sea," Sherman had the moral courage and the manliness to write and confess, that in the plan of campaign adopted and carried out, Grant was right and he was wrong.

Who of the beleaguered garrison at Chattanooga does not remember in the latter days of November, 1863, the arrival of the army of the Tennessee with Sherman riding at the head? After "a march of over 400 miles, without sleep for three successive nights and without a moment's rest," they crossed the Tennessee river and moved to the assault of the fortified positions at the end of Missionary Ridge. For two days the heroes of Shiloh and Vicksburg held the ground against the efforts of the massed forces of the enemy to drive them into the river. On the third day Thomas and Hooker, in conjunction with Sherman, advanced along the entire front and flanks of the Confederate position, and at set of sun the flag of our country waved in triumph not only over Lookout Mountain, but Missionary Ridge and Chattanooga was henceforth in undisputed possession of the Union army.

When in March, 1864, Grant was placed at the head of all the armies of the Union, Sherman succeeded him as commander of the department of the Mississippi, embracing the armies of the Cumberland, the Ohio and the Tennessee, with Thomas, Scofield and McPherson as his chief lieutenants.

Now came the supreme test of his ability as a great commander. Hitherto his had been the position of a subordinate for whom others originated, planned, directed and assumed responsibility; now he succeeded the greatest general of the century to independent command of a large army, covering in its operations a vast area of territory.

With one hundred thousand effective men under his immediate direction, he began on May 6, 1864, and ended with the close of the war, April 26, 1865, a series of campaigns, which for originality of conception, brilliancy of execution and decisiveness of results, have scarcely a parallel in the annals of modern warfare.

The achievements of that magnificent army, from Chattanooga to

Atlanta, from Atlanta to the sea, and from the sea to Goldsborough, where it received the capitulation of the last of the great rebel armies, filled a world with wonder and admiration.

As the star of its illustrious commander rose to the zenith of a well earned fame, everywhere military students and critics recognized and conceded to him the possession of extraordinary endowments as leader and commander. As such the plan and execution of his campaigns will engage the attention of military students for centuries to come.

But the gratification of personal ambition, the glory of military achievements, the splendor of naval triumphs or the conquest of richest territory, cannot justify, excuse or palliate any war, much less such a war as for four years devastated a large section of our country, deluged the whole land with fratricidal blood and filled a nation with suffering and tears and woe and death. Only the

ISSUES INVOLVED AND THE RESULTS ATTAINED

can lend the highest dignity and character to services like these which, in their representative nature, place the seal of a great State in approval, not only on the careers of two conspicuous actors, but indirectly upon all who were associated with them in our civil war. As such the spirit and object of this meeting are in harmony with the verdict of universal history.

The struggle between the North and the South was essentially a conflict of ideas transferred from legislative halls, judicial tribunals and executive chambers, to fields of battle. That trouble involved the settlement of great fundamental questions which had come down to us from former generations. Their existence and perpetual agitation was a constant menace to the Union. The effort to peacefully adjust them had baffled the skill of the wisest of statesmen, and exhausted the resources of the most patriotic and philanthropic of Americans. Conciliation, compromise, concession, all looking to an amicable adjustment had failed. As a last resort, appeal was made to the arbitrament of arms. The gauge of battle was thrown down by those who would destroy the government, it was taken up by millions of patriot men, who rather than let it perish, would save the government even by war.

QUESTIONS SETTLED BY THE WAR.

When the war was over it was settled, and settled forever, that no State has a right to secede from the Union. And if one does, it is not only the prerogative but the duty of the Federal government to coerce until such state loyally resumes its proper relations.

When the war was over, it was settled that the doctrine of State sovereignty was not only dead, but buried beneath the bones of three hundred and sixty thousand Union defenders, there to rest until the reveille of the eternal morning summons the patriot host into the presence of the Great Commander.

When the war was over, it was settled that that monstrous decision of the supreme court of the United States which declared a "negro has no rights which a white man is bound to respect" was revised, and henceforth the constitution of our country should be no respecter of persons.

When the war was over, it was settled that the fires of battle had unwelded the shackles of degrading servitude from four millions of human

beings, and a race clothed with personal, civil and political rights had started on a new era of development, of progress and achievement, the glory of which in the centuries that are to be will shine with increasing luster on the patriotism, the valor and the sacrifice of those who "died to make men free."

When the war was over it was settled that within the limits of the old Union there could be but one flag, and today more than sixty millions of Americans, citizens of a united, happy and prosperous country, own a joyous allegiance to the stars and stripes as the emblem of national authority, waving over a country which is in fact as in sentiment, "The land of the free and the home of the brave."

PLACE IN HISTORY.

The name and fame and deeds of Sherman and Porter are indissolubly associated with that period in our national history in which the integrity of the constitution, though questioned, was maintained; in which the Union of States, though assailed, was preserved; in which the stability of republican government, doubted by friends and derided by foes, asserted the divinity of its origin and the majesty of its power; in which Sinai and Calvary met on the plains of an oppressed humanity and gave to the world the grandest moral triumph of the nineteenth century.

CONCLUSION.

My countrymen, is it not a time for patriotic reflection, as we stand by the graves of Sherman and Porter, with the earth still lightly resting on their sleeping dust?

Singular coincidence that while the mortal remains of him who was last to wear the title of Admiral were waiting their final sepulchre, the heroic spirit of him who was last to wear the title of General left its tenement of clay and returned to the God who gave it! These honored titles, expiring with those whose lives and deeds shed lustre for them, were the links that bound the latter to the earlier epoch of our national history.

How rich in names, in achievements, in beneficent results, is the first full century of our nation's life! Washington and Lincoln, Hamilton and Chase, Marshall and Webster, Jefferson and Sumner, Grant and Farragut, Sherman and Porter. These are among the leaders of that mighty host, which, whether of native or foreign build, whether soldier or civilian, whether occupying public station or private place, have wrought together in this western world in working out with its blessings the great problem of "government of the people, by the people, and for the people."

Ours is a magnificent heritage! We shall be false to the past with its glorious memories and unfaithful to the future with its tremendous possibilities if in our day and generation we fail in devotion to that country for the founding and the perpetuity of which, from Bunker Hill to Appomattox, the mighty host of patriot dead has yielded up their lives.

Music—"Tenting on the old camp ground," quartette.

JOSEPH GREUSEL

Mr. Joseph Greusel delivered a recitation, entitled "Before Vicksburg, May 19th, 1863," and prefaced the poem recited by the following remarks: He said that in writing a few days ago of the death of Gen. Sherman, the poem he was about to recite had come into his memory, though his first reading of it went back to the war period. He had never recited it before except on one occasion, on shipboard, when a concert for shipwrecked sailors was in progress, with Lieutenant Governor Strong presiding.

The incident to which the poem relates is thus spoken of by Gen. Sherman in his memoirs: "In the very midst of this," (the siege at Vicksburg in May, 1863), "when shell and shot fell furious and fast, occurred that little episode which has been celebrated in song and story, of the boy Orion P. Howe, badly wounded, bearing me a message for cartridges, calibre 54, described in my letter to the Hon. Edwin M. Stanton, Secretary of War. This boy was afterwards appointed a cadet at the United States Naval Academy at Annapolis, but he could not graduate, and I do not know what has become of him."

During those early years of the war our troops were armed with muskets of different makes and calibres. There were Austrian rifles, Belgian muskets, Enfield rifles and Springfield rifles. Ammunition that would fit one of these kinds of guns was useless for the other kinds. It was necessary in making out orders for ammunition to be explicit, and that explains why the boy was so particular to tell Gen. Sherman the calibre that would suit the guns of his regiment.

The poem is one of those that illustrate how the patriotic spirit of the times pervaded people of all conditions. Whittier's stirring verses on Barbara Fritchie shows the fervor and courage of that grand woman. It will no doubt inspire a deep and lasting devotion to the flag among our countrymen. This poem illustrates the courage of a little boy and his attention to duty under circumstances of great peril. It, too, bears a noble lesson to the young, and is withal such an instance of the kindliness of heart of Gen. Sherman, displayed amid the tense responsibilities of a commander in action upon the battle field, that it deserves to take its place with that loving tribute of flowers, which your Senators and Representatives, acting for the whole people of Michigan, have placed upon this rostrum in loving regard for his memory.

BEFORE VICKSBURG, MAY 19, 1863.

While Sherman stood beneath the hottest fire
That from the lines at Vicksburg gleamed,
And bombshells tumbled in their smoky gyre,
And grape-shot hissed, and case-shot screamed,
Back from the front there came,
Weeping and sorely lame,
The merest child, the youngest face
Man ever saw in such a fearful place.

Stifling his tears, he limped his chief to meet:
But when he paused, and tottering stood,
Around the circle of his little feet
There spread a pool of bright, young blood.

Shocked at his doleful case,
 Sherman cried, "Halt! front face!
 Who are you? Speak, my gallant boy!"
 "A drummer, sir; fifty-fifth Illinois."

"Are you not hit?" "That is nothing. Only send
 Some cartridges; our men are out;
 And the foe press us!" "But, my little friend—"
 "Don't mind me! Did you hear that shout?
 What if our men are driven?
 Oh! for the love of heaven.
 Send to my Colonel, General dear!"
 "But you?" "Oh, I shall easily find the rear."

"I'll see to that," cried Sherman; and a drop
 Angels might envy dimmed his eye,
 As the boy, toiling toward the hill's hard top,
 Turned round, and with his shrill child's cry
 Shouted, "Oh, don't forget!
 We'll win the battle yet!
 But let our soldiers have some more,
 More cartridges, sir; calibre fifty-four."

SENATOR CHARLES A. FRIDLENDER.

Senator Charles A. Fridlender addressed the joint convention as follows:

MR. PRESIDENT AND GENTLEMEN OF THE JOINT CONVENTION:

History is the record of past events. By it we trace nations to their origin, follow them in their progress, and in certain cases note the causes which brought about their decadence and final fall. No nation but has its own history, marking the periods of its greatness, and inseparable from it are the names of the men that made it great, not only in the annals of war, but in the arts and sciences, and in literature, and while peace has furnished its great men, war has produced those who stand at the pinnacle of a nation's glory. Frederick the Great, Napoleon and Wellington, are the pride of their respective countries.

We, too, have a history, and although of but recent date compared with that of the nations of the old world, we point with pride to those periods that mark an onward march of progress, such as no nation has made in so short a time. During peace and war onward and upward has been the motto of this nation. And like others we have had our wars, and it may be truthfully said that this nation was born in the midst of a just revolution, and from the beginning we have had our great men. When in 1861 the clouds of civil war had settled on our fair land and armed rebellion was defying the authority of the government, when the raw levies of the patriotic north were being hurried to the front, there to be molded into the finest armies the world had ever seen, when men with incredible rapidity were rising only to fall again, the time came at last when those who were to lead the legions of the north to victory were finally found. Covering that period of immortal

glory are names which will be immortalized in the pages of history and will never die. Not kings or emperors, but American citizens, who, by their sterling qualities and patriotism had entrenched themselves in the hearts of the people; and today this great State of Michigan by its representatives is paying a tribute of honor and love to the memory of two of the noblest sons of the nation. With Vicksburg must forever be associated the names of Sherman and Porter. And with Sherman the Atlanta campaign and the march to the sea must ever remain the crowning success of his military genius. We who followed his guidance and fought under him loved him as only soldiers can love the man who leads them to victory, and the title of Uncle Billy, given to him by the army, was the expression of the love we bore him. We loved to greet him at our gatherings, and ever hoped and prayed that he might be spared to us for many years to come, but the great commander of the Universe has taken him away. But he is not dead. Together with Lincoln, Grant, Sheridan and a host of others, Sherman and Porter will forever live and never be forgotten. Their history is ours and will be handed down from father to son, from generation to generation, the proud heritage of a free people. The world at large will know it and repeat it; the oppressed of all nations will revere it, and the stranger standing upon our shores for the first time, with our starry flag floating over him, with millions upon millions of free men, he, in gratitude, will bless the memory of those heroes.

"The lightnings may flash and the loud thunders rattle,
They hear not, they care not, they're free from all pain;
They sleep their last sleep, they have fought their last battle;
No sound can awake them to glory again."

SENATOR JOHN R. BENSON.

Senator John R. Benson addressed the joint convention as follows:

MR. PRESIDENT AND GENTLEMEN OF THE LEGISLATURE:

It is not fortunate for me to have been chosen to follow, in language such as I can make use of, the eloquent gentlemen who, upon this mournful occasion, have addressed you. The orations to which you have listened, pronounced in eulogy of the illustrious dead, whose distinguished services have so long been profoundly recognized by the grateful people of this republic, have brought sadness to your hearts, and tears to your eyes, as only the utterances of masters can, who themselves are deeply touched by the words which they seek to impress.

Yet, not all that they have said, all that I can say in the few minutes allotted me, all that might be said by the speakers who will succeed me, although from their lips may fall the sweetest and most thrilling accents of friendship and patriotism, can overdraw or go beyond the abundance of the fund of popular appreciation which today glows in the bosom of the masses for William Tecumseh Sherman and David Dixon Porter. In all the authentic periods of the world's history, heretofore, the ultimate result, if not the primal object, of military undertakings has been the attempted consolidation of despotic power, and, generally, ambition has been successful at the expense of the liberty of the people, no matter which army might be triumphant in the contest.

Not seldom a champion might arise to grapple with the oppressor; the

son of freedom might ascend toward the zenith, but in the very hour of success, the chalice of hope would be dashed to the earth. In a moment, as it were, the unselfish hero would be transformed into an iron-hearted autocrat ready to devour them with fire and sword if they refused to do his tyrannical behest. To their terror and despair they learn that all their blood and treasure has but won them a change of masters. Cæsar, when once he had passed the Rubicon, was no longer the man of the people. A brave soldier, a literary genius, but a tyrant.

Pericles of Athens made his city the architectural wonder of the world, but the chains her people wore were galling, though gilded. Alexander, when his sword had untied the Gordian knot of Asiatic despotism, had nothing better to replace it than the drunken rule of a licentious debauchee, to be succeeded by the unbridled sway of his unprincipled generals. Napoleon, the darling child of patriot France, born of the Revolution, nursed in the lap of a new-fledged hope of a millenium to be fostered and brought into fruition by him, once France was bound to his chariot wheels, poured out her blood like water to gratify his insane thirst for universal conquest. In all ages, fabulous or historic, one example alone shines forth of a nation in which the successful soldier or statesman neither sought nor accepted a kingly crown.

The United States and no other commonwealth, can boast an escutcheon clear of treason and usurpation on the part of her foremost sons. From the peerless Washington to our honored veterans, glorious respectively on land or sea, whose obsequies a mourning people have lately celebrated, her sons have served her in peace and war, and, their duties performed, have cheerfully and gladly retired to the ranks from whence they came. This it is, my friends, which calls us together here tonight to commemorate their heroic deeds and their more heroic abnegation. We do not bow down before war to do it honor.

We dread and condemn the terrible scourge which decimates mankind, demoralizes and degrades all nations it touches, and transforms smiling fields and populous cities into deserts and ruins. But when the conflict is for cherished principles, for the down-trodden, for union, for freedom, for home, for kindred, the cause for which we fight becomes holy, as in the late struggle, in which our faithful soldiers bled and died.

Patriotism, devotion to one's own land, is not ambition. It becomes sanctified when the warrior lays down his life on the battlefield, perishes of miasma and exposure or pines away to a skeleton, the wretched victim of the prison pens. It becomes sublime when the revered commander, adored by his fellow officers, alike of the land and the ocean, with whom he has counseled and co-operated, applauded by the millions of his countrymen who know what he has done for them, retiring to the seclusion of home, for which he yearns, refuses to accept the highest position in the gift of the people.

This it is which rounds up the measure of our esteem for the great men just departed. Yet our sorrow is not inconsolable. They have lived good and noble lives. They have died full of years and honors. Their monuments are reared in the affections of 60,000,000 of people. When the inscriptions on marble and granite are effaced, men will still speak with love and admiration of William Tecumseh Sherman and David Dixon Porter.

SENATOR WILLIAM H. WITHINGTON.

Senator William H. Withington next addressed the joint convention as follows:

MR. PRESIDENT AND GENTLEMEN OF THE JOINT CONVENTION:

Gen. Sherman's fame was achieved and retained against two disadvantages, forty years of undistinguished life before the war, twenty-six years of comparative inactivity after its close. The popular mind does not readily accord great ability to a man who has done nothing of importance during forty years of his life, and heroes are in danger of losing their grandeur when they descend from the lofty theatre of their great deeds to a prolonged walk in the common paths of every day affairs.

By fortuitous circumstances, by an accident or by an opportunity, a man at any age may wake to find himself famous, but to *earn* fame the man who begins his career at forty starts with less opinion of himself and less credulity of the people than a possible new genius of twenty.

Sherman's fame was not of mushroom growth. It was hard earned, won by campaign after campaign and battle upon battle. He had not like other United States Army officers of his own age the advantages of experience in actual war in Mexico. Bull Run was his first battle. Like Grant he was distrusted before he was trusted. Called crazy because his foresight was foolishness to men of less wisdom and less knowledge of the spirit and resources of the rebellion.

Sherman was not among those looked to or discussed as a possible great commander at the opening of the war. But the qualities of a great commander were in him. In him by the blood and iron of his Puritan ancestry, in him through military training and discipline, in him through the possession of a high spirit, a resolute will and a keen intellect.

There are paths in life in which it is possible for a man to reach high rank, even high reputation, without the possession of great ability. This is perhaps as true of the army as of other professions, in all positions below that of the commander of an army in war. To reach and to hold that place in a long war a man must be absolutely great. It demands powers little less than God like.

The commander of a great army has under his direction, and hence must have within his knowledge, not only the large grasp of the campaign, but all the conditions necessary to the operations of his army—its supplies of substance, clothing, arms and ammunition, its means of transportation. He must have knowledge of the country in which he operates. He must know and weigh his officers and have such knowledge of his men and such domination over them as will insure their highest devotion and efficiency. He must have that largest power of the human mind, the ability to plan. This planning must grasp present conditions and forecast future results. And this forecast must not alone consider what his army shall do, but must have the prescience to anticipate what the other army will do.

The campaign planned and the grand strategy of its movements worked out, then comes the culmination, the day of battle. It demands still other powers, not always combined with the ability to plan or to execute the strategic movements of an army. Nothing on earth approaches the tremendous exigency of the battle field. Now nothing waits for deliberation. Every

moment calls for decisions and every decision is fateful. From rank and file, through every grade, each nerve and faculty is at its utmost strain.

To the one man in supreme control the responsibility is appalling. It is not strange that Hooker broke down under it at Chancellorsville. It is not strange that one gallant officer after another, who had distinguished himself as a division and corps commander, when called to the command of an army was unequal to the task. It should never be spoken to their discredit. They did their utmost and the country should cherish their names with grateful remembrance.

It became apparent, however, as the war progressed, that a different type of man from the ideal soldier was needed in this struggle. Neither the mastery of the theory of the art of war which Halleck and McClellan possessed, nor the superb presence and gallantry of Hancock and Hooker, were to answer the demands for commanders equal to the crisis. It was found that the war was an intensely practical affair. It was business. Sherman touched the key when he said that grand strategy was common sense applied to the art of war.

It was the plain men, the men of hard sense and resources, men who could apply their knowledge quickly to confronting conditions, who came to the head in this war. First of this class is Grant and second Sherman.

That William T. Sherman was equal to the epoch and the highest demands, that taking his first lesson in actual war at Bull Run he moved steadily on, never knowing defeat, to the Atlanta campaign, the march to the sea and the capture of Joe Johnson's army, stamp him as not only a great general but a great man.

Music, "Soldier's Farewell." Quartette.

REPRESENTATIVE JOHN MINER.

Representative John Miner spoke as follows:

MR. PRESIDENT AND GENTLMEN OF THE JOINT CONVENTION:

The genius of the American people was never more grandly manifested than when, at the close of the war of the rebellion, the victorious army, called together in defense of the Union, so peacefully dissolved.

The name of General William Tecumseh Sherman, who bore so conspicuous a part in the events of that time, invites a few reflections upon that topic.

The war had ended in victory. More than one million of men had been withdrawn from the peaceful avocations of life, and were at that moment enrolled in the military service of the Government.

An army of over six hundred and fifty thousand men, fully equipped, and crowned with the laurels of conquest and victory, was still under arms.

It was in every respect the most formidable array of military power then in existence upon the earth's surface.

It was marshaled by generals who were loved as only they can love and be loved who have borne the dangers and fatigues of war together, and together have shared the defeats and victories of battle. The glory which history would accord to their heroic achievements they would each participate in. But the embodiment of all their glory and heroism was found in the persons of their several great commanders. Of those great leaders

the names of Grant and Sherman were conspicuous among the greatest.

In the latter part of May, 1865, a portion of this mighty host passed in grand review before the assembled dignitaries of the government in the city of Washington. Two hundred thousand and upwards of the veterans, under the leadership of the two great and much beloved chieftains I have named, marched through the streets of the capital of the nation they had by their prowess saved.

The joy and pride of victory might have seemed undimmed by any cloud.

But the times were ominous of evil. It was but a few short weeks before that the Chief Magistrate of the nation had been publicly murdered by a desperate assassin. Other important officers had been simultaneously attacked with murderous purpose. The shocks of horror and of sorrow had given place to feelings of angry vengeance and uneasy suspicion in the public mind.

Dark thoughts and suggestions of widespread conspiracy to subvert the government burdened the public mind, and fears of general anarchy possessed a large number of the people.

The successor of the lamented Lincoln in the presidential office was already looked upon with growing feelings of antagonism. Rivalry and discord seemed to take possession of the public councils. The disturbed social conditions inevitable to a state of war marked the epoch.

The times and occasion were such, as history tells us, had been seized upon by ambitious leaders in other parts of the world to erect the temple of their own fortunes upon the ruins of their country. But, lo! as the mists of the morning dissolve before the rising sun, before the eyes of an astonished world unable to appreciate at its true worth, the heights and depths of American patriotism, this army, which might have put the two continents beneath its feet, melted and dissolved into the ranks of peaceful citizenship. Their work was done. Their glory was shared in by every American citizen living or thereafter to be born. Their reward was found in the grateful hearts of their countrymen. But the glory and honor of the American soldier is but a radiance gleaming forth out of the patriotism of the American citizen. It was a spectacle for all nations, and a lesson for all time.

It is the lot of some men in every age of the world's history to symbolize and embody the dominant virtues of their time. It is in this respect that history attaches itself to their memories, and they stand out forever upon its pages, conspicuous examples of the virtues of the times in which they lived.

If ever patriotism, true, unselfish love of country, was a virtue of vital necessity, it was during and at the close of the war of the rebellion. It was then, and particularly at the latter period, that patriotism, to be a virtue, must have been pure, wholly without the alloy of ambition or self-interest. The Providence which has shaped and controlled the destiny of our country from the beginning, was kind and propitious at this great crisis.

Among those in high places and trusted with extensive powers for good or evil at this time none stood higher as truly reflecting the spirit of lofty and self-sacrificing patriotism, which then, and at all times, thank God, fires the hearts of the American people, than William Tecumseh Sherman.

A soldier, graduated from West Point at the age of twenty years, he entered at once upon active service in the Florida war. His military

duties brought him to the then remote coasts of California, where he was on duty during the early days of the gold excitement in that region.

Resigning from the military service of his country, he became a banker, at which occupation he was engaged for four years. Then, with the enterprising character of the true American, which readily accommodates itself to surroundings and adapts itself to any vicissitudes of fortune, we find him engaged in the practice of the law at Leavenworth, Kansas, during the troublous times prevailing upon the then border.

Abandoning the practice of the law he engaged as a professor in a southern military school, where he remained until about the period of the breaking out of hostilities between the two sections. Hastening to tender his services in support of his country, he entered upon the career which has made his fame the pride and glory of his fellow countrymen.

He lived long enough to enjoy the love and veneration of his fellow citizens, freely and generously bestowed in grateful memory for his services, and in deep veneration for the simplicity and nobility of his character.

He saw the works and sacrifices of those years of war, crowned with the blessings of peace upon a united and happy country.

And as the light of his life went out, he was accompanied in his journey to the other shore by one who in life had borne the standard of his country upon the sea, and made its laws and decrees respected upon the waters.

William T. Sherman and David D. Porter have passed away. They died as they had lived, noble illustrations of the truth that the American warrior is only the American citizen with his armor on.

REPRESENTATIVE ROWLAND CONNOR.

Representative Rowland Connor eulogized the memory of General Sherman in an eloquent address to the joint convention.

REPRESENTATIVE GERRIT J. DIEKEMA.

Representative Diekema spoke as follows:

MR. PRESIDENT AND GENTLEMEN OF THE JOINT CONVENTION:

Since the gavel that called to order the Michigan Legislature of 1891 first fell, two great men whom this nation loved for their heroic achievements, have fallen beneath the burden of the day, and are now silently sleeping under the clods of the valley.

Two magnificent leaders of men have been summoned from among us to render an account to the Great Commander in Chief, whose will is universal law. Gen. William Tecumseh Sherman and Admiral David D. Porter are dead, and yet they live, for great men never die.

Their thoughts, their deeds, their hopes and aspirations, their patriotism and courage, yes, all that made their lives sublime, remain with us to enlighten our minds, to direct our wills, and to kindle within our hearts the flames of patriotism, and manly courage, that illumined their pathway.

Carlyle has indeed truthfully said that the history of what man has accomplished in the world is at bottom the history of the great men that have worked here. They were the leaders of men, these great ones, the modeler's patterns, and in a wide sense creators of whatsoever the general mass of men contrived to do or to attain; all things that we see standing

accomplished in the world are properly the outer material result, the practical realization and embodiment of thoughts that dwell in the great men sent into the world; the soul of the whole world's history, it may justly be considered, was the history of these.

Prof. Winchell, of our own University, whose untimely death we have so lately been called upon to mourn, once used words somewhat like these: 'If by one fell blow a score of revolving worlds should be stricken from the skies, the universe would return to chaotic darkness and confusion; so if we should strike from the world's history the lives and deeds of a score of great men, the civilization of this age would be turned into barbaric darkness.'

The men whose death our nation mourns, and whose memories we have here assembled to bless, were military heroes, men who have engraved their images upon the nation's heart, and who have written their names in lines of blood upon their country's flag.

Dreading the sea with its resistless fury of wind and wave, yet loving his country with a heart that overflowed with burning patriotism, brave Admiral Porter set out upon the stormy billow and led on to victory the Union navy. His capture of New Orleans, and his work at Vicksburg in coöperation with the immortal Farragut, will be recorded and gratefully remembered while the nation lives.

Just before this sea warrior took sail upon the boundless unknown sea, the last of the great triumvirate of our union generals, William Tecumseh Sherman, expired. Here was a typical American soldier. Here was a commander, who, unlike almost all of the world's great chieftains, did not use his military career as a stepping stone to civil and political power.

The glory won by him upon the field of battle is not dimmed by subsequent political intrigues. He found scope for the exercise of all his powers and for the achievement of his highest aspirations in his chosen profession. No Brutus could strike down this our Cæsar because he was too ambitious.

When the rumblings of the war god's chariot wheels were first heard from the black clouds in 1860, Sherman was teaching in a Southern military academy. He was surrounded by the strongest anti-union sentiment. He breathed the air that was heavily charged with secession. But truer and better than so many unfaithful West Point graduates, with a strength that lifted him above his surroundings, with courage born of conviction and with a determination firm as the everlasting rocks, he left the South, offered his services to Father Abraham, and took command of Union soldiers.

This single act of loyalty, courage and patriotism contained within it a prophecy of his whole future career.

With all respect and admiration for the other great Union generals, I believe history will record that Sherman was the *only great* strategist.

Though thoroughly trained in military tactics as taught by the schools, he at once saw that the vast extent of territory in which military operations were being carried on, and the enormous size of our untrained armies demanded new and as yet untried methods, and he boldly blazed the way through the unknown forest.

His march to the sea violates all law governing military tactics in as far as it cut him off from communication with the base of his supplies. It stands unique since the time that Cæsar crossed the Rubicon.

For a long time the military critics of Europe seemed to have it all their

own way when they declared that no strategy was displayed in the civil war; that it was simply a war of brute force, of hurling great armies against each other whenever opportunity offered.

But since the day that Sherman penned those magnificent articles for one of our leading magazines, clearly and forcibly outlining the strategical movements of our armies, these critics have muzzled their guns. General Sherman knew the temper of the South. He knew that the foe was worthy of his steel, and he early saw that the war was one of years and not of months. For uttering this prophecy he was called "Crazy Sherman." He did not retract however, and his prophecy now is history.

Time will not allow me to follow him through camp and field, through shot and shell to final victory, nor to narrate his deeds of valor. They are our common pride, and a nation's proud heritage.

The hero of the march through Georgia was so great that he could willingly obey; so great that he relied solely upon his record for personal promotion; so great that the petty jealousies and rivalries which so often disgrace chieftains and sacrifice soldiers could not dwell within his soul.

When the news came flashing over the wires that the next annual meeting of the Grand Army of the Republic would be held within the borders of our own beloved State; that Michigan who gave so many brave and stout hearts to the Union army was to be honored by a national encampment, our soldier boys were full of joy. They looked forward with unmingled pleasure to the day when with small expense they could meet again their comrades in arms. But there was one whom above all others they longed to see, the last of the triumvirate, the immortal Sherman.

The army will meet, but we all will miss him. He has answered the last roll call. His march through life has reached eternity's sea.

On motion of Mr. Smith,
The Senate adjourned.

Lansing, Thursday, March 5, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. H. S. Jordan.

Roll called: a quorum present.

Absent without leave; Messrs. Boughner, Brown and Park.

On motion of Mr. Smith,

Messrs. Boughner, Brown and Park were excused until tomorrow.

PRESENTATION OF PETITIONS.

No. 179. By Mr. Wilkinson: Petition of W. W. Barton, and 16 other residents of Leelanau county, asking that the Legislature do not pass House bill No. 110.

Referred to committee on State affairs.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Legislature of the State of Michigan:

We, the undersigned business men and officials of Leelanau county, patrons of the Western Union Telegraph Company, most respectfully remonstrate and protest against the passage of House bill No. 110, reducing the rates on telegraph messages.

We enter this protest not in the interest of the Western Union Telegraph Company, but because we feel that the present rates are as low as is consistent with the amount of business done at many of the small offices.

We also believe that the passage of the bill would result in closing those offices, thereby depriving us entirely of telegraphic communication.

We therefore earnestly pray that you will not pass the bill.

No. 180. By Mr. Crocker: Resolutions of Albert Nye Post No. 202, department of Michigan G. A. R., asking for the appropriation of \$50,000 for a national G. A. R. encampment at Detroit.

Referred to committee on military affairs.

On motion of Mr. Crocker,

The petition was ordered spread on the Journal as follows;

Resolved, By the Albert Nye Post No. 202, department of Michigan G. A. R., that we believe it for the best interest of the G. A. R. throughout this State, and do hereby request the Representatives in the Legislature to vote for the appropriation of \$50,000 now pending before the Legislature of this State, for the benefit of the national encampment to be held in Detroit, August next, 1891.

We do also respectfully request our delegates to the State encampment to be held at Muskegon in March, to use their influence to secure this end.

Dated, March 2, 1891.

GEORGE A. HINES,
Vice Acting Commander.

WESLEY BROOKS, *Adjutant.*

REPORTS OF STANDING COMMITTEES.

By the committee on education and public schools:

The committee on education and public schools to whom was referred, Senate bill No. 41, entitled

A bill to amend sections 1 and 3 of chapter 167 of Howell's annotated statutes, relative to industrial schools,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill be referred to the committee on judiciary, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on judiciary.

By the committee on cities and villages:

The committee on cities and villages to whom was referred Senate bill No. 298, entitled

A bill to authorize the village of East Tawas to borrow money for the construction of an electric light plant in said village and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fridlender,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Porter	Mr. Taylor
Benson	Gilbert	Prindle	Toan
Beers	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Milnes	Smith	Withington
Fleishiem	Morrow	Stevens	Wisner
Fridlender	Mugford		

26

NAYS.

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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 268, entitled

A bill to authorize the village of East Tawas to provide electric lights for dwellings, stores and other business places and to extend its electric light system beyond the village limits in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fridlender,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Porter	Mr. Toan
Benson	Holcomb	Prindle	Weiss
Beers	McCormick	Sabin	Wheeler
Crocker	Miller	Sharp	Wilcox
Doran	Milnes	Smith	Wilkinson
Fleishiem	Morrow	Stevens	Withington
Fridlender	Mugford	Taylor	Wisner
Garvelink			

29

NAYS.

0

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 315 (file No. 135), entitled

A bill to provide that every lease of goods and chattels shall be absolutely void as against creditors of the lessee and as against subsequent purchasers in good faith, unless the lease or a true copy thereof shall be filed in the office of the township clerk of the township or the city clerk of the city where the lessee resides,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 133 (file No. 67), entitled

A bill to amend section 9, act 122, of public acts of 1889, entitled "An act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers, and public institutions of this State, now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise and to repeal all existing laws providing for the publication and distribution of said law documents or reports,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools to whom was referred

House bill No. 491, entitled

A bill to amend sec. 3 of act 135 of the session laws of 1867, entitled, "An act for the incorporation of industrial and other charitable schools," the same being section 4600 of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill be referred to the committee on judiciary, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on judiciary.

By the committee on federal relations,

The committee on federal relations to whom was referred

Senate bill No. 241, entitled

A bill to provide for the ceding to the United States of exclusive jurisdiction over the site and grounds selected, or to be hereafter selected for the erection of a building or buildings for Indian school purposes, or during the time the United States shall be or remain the owner thereof for all purposes except the administration of the criminal laws of the State of Michigan, and the service of civil process therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARTIN CROCKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Prindle,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Porter	Mr. Toan
Benson	Holcomb	Prindle	Weiss
Beers	McCormick	Sabin	Wheeler
Crocker	Miller	Sharp	Wilcox
Doran	Milnes	Smith	Wilkinson
Fleishiem	Morrow	Stevens	Withington
Fridlander	Mugford	Taylor	Wisner
Garvelink			

29

NAYS.

0

Title agreed to.

On motion of Mr. Prindle,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Wilcox presented the following remonstrances:

No. 181. By Mr. Wilcox: Remonstrance of Ray B. Cornell and 29 others, taxpayers of the city of Corunna, against detaching certain territory from the city of Corunna and attaching the same to the township of Caledonia.

Referred to committee on cities and villages.

No. 182. By Mr. Wilcox: Remonstrance of Willard Carlton and 12 others, land owners of the city of Corunna; same subject.

Same reference.

No. 183. by Mr. Wilcox: Remonstrance of F. E. Welch and 29 others, taxpayers of the city of Corunna; same subject.

Same reference.

By unanimous consent,

Mr. Sabin presented the following petition:

No. 184. By Mr. Sabin: Petition of Joseph Farrand and 5 others, asking for the passage of House bill No. 94, which provides for placing build-

ing and loan associations under the supervision of the State bank examiners.

Referred to committee on banks and corporations.

By unanimous consent,

Mr. Milnes presented the following petitions:

No. 185. By Mr. Milnes: Petition of Ira W. Reed and 2 other monument dealers of Albion, Michigan, asking for the passage of the bill now introduced in the Senate for the better protection of said dealers.

Referred to the committee on judiciary.

No. 186. By Mr. Milnes: Petition of James Anderson and 3 other monument dealers of Coldwater; same subject.

Same reference.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Wisner,

Joint resolution No. 1 (file No. 1), entitled

Joint resolution to amend section 1 of article 9 of the constitution of this State relative to the salaries of certain officers,

Was taken from the table.

Unanimous consent being given,

Mr. Wisner offered the following substitute for the joint resolution, viz.:

"Joint resolution proposing an amendment to section 1 article 9 of the constitution of this State, relative to the salary of the Attorney General."

Mr. Wisner moved to suspend the rules and place the joint resolution as substituted, upon its immediate passage,

Which motion prevailed.

The question being upon the passage of the joint resolution as substituted,

The joint resolution was read a third time as follows:

Joint resolution, proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salary of the Attorney General,

Resolved by the Senate and House of Representatives of the State of Michigan, That an amendment to section 1, of article 9, of the constitution of this State be and the same is hereby proposed, to read as follows:

SECTION 1. The Governor shall receive an annual salary of \$4,000; the judges of the circuit court shall each receive an annual salary of \$2,500; the Attorney General shall receive an annual salary of \$2,500; the Secretary of State shall receive an annual salary of \$800; the State Treasurer shall receive an annual salary of \$1,000; the Superintendent of Public Instruction shall receive an annual salary of \$1,000; the Commissioner of the Land Office shall receive an annual salary of \$800. They shall receive no fees or perquisites whatever for the performance of any duties connected with their office. It shall not be competent for the Legislature to increase the salaries herein provided;

Be it further resolved, That said amendments shall be submitted to the people of this State at the next spring election, on the first Monday of April, in the year 1891, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State at least 20 days prior to said election, and the said sheriffs are required to give the several notices required by law, and the several townships and cities in this State shall prepare suitable boxes for the reception of ballots cast for or against said amendment. Each person voting for said amendment shall have written or printed on his ballot the words, "Amendment

to the constitution relative to the salary of the Attorney General—Yes,” and each person voting against said amendment shall have on his ballot in like manner “Amendment to the constitution relative to the salary of the Attorney General—No.” The ballots shall in all respects be canvassed and returns made as in general elections of State officers.

And having been read, was passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Toan
Benson	Gilbert	Porter	Weiss
Beers	Holcomb	Prindle	Wheeler
Crocker	McCormick	Sabin	Wilcox
Doran	Miller	Sharp	Wilkinson
Fleishem	Milnes	Smith	Withington
Fridlender	Morrow	Stevens	Wisner
			8

NAYS.

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Title and preamble agreed to.

On motion of Mr. Toan,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

On motion of Mr. Wilkinson,

Senate bill No. 202, entitled

A bill to repeal sections 18, 19 and 20 of the general tax law of 1882, sections 18, 19 and 20 of chapter 27 of the general tax law of 1889, of Howell's annotated statutes of Michigan, and so much of all other acts and parts of acts as relate to township boards of review in townships,

Was ordered printed for the use of the select committee on taxation.

THIRD READING OF BILLS.

Senate bill No. 32 (file No. 26), entitled

A bill to secure to women citizens, who are otherwise qualified, the right to vote in school, village, city and other municipal elections.

Was read a third time, and pending the taking of the vote thereon,

Mr. Sabin, by unanimous consent, moved to amend the bill as follows:

By adding to section 1 of the bill the following, viz:

“Provided that the provisions of this bill shall become effective upon the vote of the majority of the women of this State who are of the full age of 21 years.”

Mr. Smith moved to amend the amendment offered by Mr. Sabin by striking out the word “women,” where it occurs in the amendment offered by Mr. Sabin, and substituting in lieu thereof the word “men.”

Which amendment did not prevail.

The question being upon the adoption of the amendment offered by Mr. Sabin,

The amendment did not prevail.

The question then being upon the passage of the bill,

The bill was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Miller	Mr. Taylor	Mr. Wilcox
Beers	Milnes	Toan	Wilkinson
Gilbert	Mugford	Wheeler	Withington
Holcomb	Prindle		

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NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Sabin	Mr. Stevens
Crocker	McCormick	Sharp	Weiss
Fleishiem	Morrow	Smith	Wisner
Fridlender	Porter		

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On motion of Mr. Milnes,

The vote by which the bill did not pass was reconsidered.

On motion of Mr. Milnes,

The bill was then laid on the table,

Mr. Smith calling for the yeas and nays and the Senators voting therefor.
by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Porter	Mr. Weiss
Benson	Holcomb	Prindle	Wheeler
Beers	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Fleishiem	Milnes	Stevens	Withington
Fridlender	Morrow	Taylor	Wisner
Garvelink	Mugford	Toan	

27

NAYS.

Mr. Smith 1

Mr. Porter moved that Senate bill No. 27 (file No. 3), entitled

A bill to detach the township of Chester, Ottawa county, from the county of Ottawa, and attach the same to the county of Muskegon,

Be taken from the table,

Which motion prevailed.

On motion of Mr. Porter,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Morrow	Mr. Sharp
Benson	Holcomb	Mugford	Smith
Beers	McCormick	Porter	Wilcox
Crocker	Miller	Sabin	Wisner
Fridlender			

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NAYS.

Mr. Garvelink Mr. Prindle Mr. Wheeler 3

Title agreed to.

Mr. Porter moved that the bill be given immediate effect,
Which motion did not prevail.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 5, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 746, entitled

A bill to incorporate the city of Clare in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled "An act to incorporate the village of Clare in the county of Clare," and all other acts relating to said village of Clare,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

GENERAL ORDER.

On motion of Mr. Porter,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Porter to the chair.

After some time spent therein the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 34 (file No. 6), entitled

A bill to incorporate the public schools of the township of Munising, in the county of Alger.

Also,

Senate bill No. 102 (file No. 41), entitled

A bill to amend sections 1, 7, and 9, of act No. 140, laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," and to add two new sections thereto, to be numbered and known as sections 13 and 14, so that when thus amended the entire act shall read as follows:

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration the following:

Senate bill No. 125 (file No. 62), entitled

A bill to prevent the receiving of presents of more than \$5 in value by the wardens of the State Prisons or wardens or keepers of the State Houses of Correction.

Have directed their chairman to report progress and ask leave to sit again.

GEO. F. PORTER, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Porter,

The Senate granted leave for a further consideration of the second named bill by the committee of the whole.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 5, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That 1,600 copies of the proceedings in joint convention on March 4, as recorded in the Legislative Journal, being the exercises commemorative of Admiral David D. Porter and Gen. Wm. T. Sherman, be printed in pamphlet form for the use of the Senate and House; that of this number 1,000 copies be furnished the House and 320 copies the Senate, and that of the remaining 280 copies, 25 be sent to the family of Gen. Sherman, 25 to the family of Admiral Porter, 10 copies to Ransom Post, G. A. R., of St. Louis, Mo., 10 copies to the — Post, G. A. R., of New York, of which Admiral Porter was a member, 10 copies to the library of congress, 10 copies to the State library and the remainder to the State librarian for distribution to other libraries in other States, and to the War and Navy Departments. Further, that the clerk of the House be requested to procure copies of the addresses of Hon. S. L. Kilbourne and Hon. Rowland Connor, and insert the same in the proper place in the pamphlet to be published.

Which has been adopted by the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

The resolution was adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 5, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, By the ordinance of 1787 it is declared that the navigable waters of the great lakes and the carrying places between the same shall be common highways and *forever free*; and

WHEREAS, By an act of Congress passed September 28, 1850, certain marsh and swamp lands were granted to this State to be redeemed and made fit for cultivation; and

WHEREAS, Under this grant this State has sold swamp or marsh land adjoining the great lakes their bays and inlets; and

WHEREAS, Parties who have bought such lands claim that they have the exclusive right to shoot wild fowl upon, and catch fish in the adjoining waters, thereby causing much dispute, and in some cases expensive litigation; therefore be it

Resolved, by the House of Representatives (the Senate concurring), That the proper authorities, who now or hereafter may be authorized to convey lands belonging to this State, be and the same are hereby instructed in every conveyance of land adjoining the navigable waters of this State, their bays, tributaries and inlets, that the right of the public to hunt wild game upon or catch fish in all such waters to the line where the waters stand when free from distributing causes, shall in every such conveyance be reserved to the public, subject to the game and fish laws of this State.

Which has been adopted by the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,
 LYMAN A. BRANT,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

Mr. Bastone moved to refer the same to the committees on fisheries and judiciary jointly,

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 5, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, There are certain lands in Saginaw bay within the limits of township 16 north, range 9 east, in Huron county between the main land and the island known as Kate-Chai or Mason Island, which lands at the time of the original government survey, were omitted from such survey, and were shown on the plats of said surveyor as "wet, marshy and marshy, wet ground," which lands are swamped and overflowed so as to be rendered thereby unfit for cultivation, and are therefore within the

grant made by the United States to the State of Michigan (approved September 28, 1850), providing for the granting of certain swamp and overflowed lands to the State in said act named, and

WHEREAS, The said low and wet lands have never been patented by the United States to the State of Michigan; now, therefore, be it

Resolved by the House of Representatives of the State of Michigan (the Senate concurring), That the Governor of this State be and is hereby requested to make application to the Interior Department of the United States at Washington to take such preliminary steps as may be necessary, if any such are required, and to issue to the State of Michigan a patent for said lands in accordance with the terms of said act of Congress, and when such patent shall have been issued the lands shall not be sold or otherwise further disposed of by the State, but shall be reserved by the State until otherwise directed by a special act of the Legislature.

Which has been adopted by the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

Mr. Bastone moved to refer the same to the committee on fisheries and judiciary jointly,

Which motion prevailed.

On motion of Mr. Sharp,

The rules were suspended, two-thirds of all the Senators present voting therefor and House bill No. 34 (file No. 6), entitled

A bill to incorporate the public schools of the township of Munising in the county of Alger,

Was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows.

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Toan	
Benson	Gilbert	Porter	Weiss	
Beers	Holcomb	Prindle	Wheeler	
Crocker	McCormick	Sabin	Wilcox	
Doran	Miller	Sharp	Withington	
Fleishiem	Milnes	Smith	Wisner	
Fridlender	Morrow	Taylor		27

NAYS.

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Title agreed to.

On motion of Mr. Sharp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Taylor,

The Senate adjourned.

Lansing, Friday, March 6, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. P. Peaker.

Roll called: a quorum present.

Absent without leave: Messrs. Boughner, Brown, Fleshiem, Milnes and Stevens.

On motion of Mr. Beers,

All absentees were excused for the day.

PRESENTATION OF PETITIONS.

No. 187. By Mr. Wilcox: Remonstrance of Marshal Iles, C. H. Ford and 112 other taxpayers of the city of Corunna against the detaching of certain territory from the city of Corunna and attaching the same to the township of Caledonia.

Referred to committee on cities and villages.

No. 188. By Mr. Sabin: Petition of John Long and 36 other taxpayers of the village of Vicksburgh, against the bonding of said village for manufacturing purposes.

Referred to committee on cities and villages.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 746, entitled

A bill to incorporate the city of Clare in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled "An act to incorporate the village of Clare in the county of Clare," and all other acts relating to said village of Clare,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Prindle,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Porter	Mr. Weiss
Benson	Holcomb	Prindle	Wheeler
Beers	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Morrow	Smith	Withington
Fridlender	Mugford	Taylor	Wisner
Garvelink	Park	Toan	

27

NAYS.

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Title agreed to.

On motion of Mr. Prindle,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on military affairs:

The committee on military affairs to whom was referred the following resolution:

WHEREAS, During our late civil war several calls were made upon the people of this State by the authorities thereof for volunteers, coupled with various offers and promises of bounty to encourage enlistments; and

WHEREAS, Our citizens nobly responded to those urgent appeals, and by their bravery upon the field and fortitude in trials and privations, won the admiration of the whole country; and

WHEREAS, It appears that a large portion of said bounties has never been paid to said volunteers; therefore be it

Resolved, That justice to our gallant soldiers who survive, and to the wives and children of those who have passed away, demands that these sums be paid without further delay; therefore

Resolved, That the Quartermaster General, the Adjutant General, the State Treasurer and the Secretary of State, be hereby requested to give such information as belongs to their several departments pertaining to the number of men enlisted under said offers of bounties, the number to whom such bounties have been paid, the amount, if any, remaining in the treasury belonging to said bounty funds, and what causes, if any, can be shown why such bounties have not long since been paid to those suffering soldiers or their heirs,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor:

Resolved, That the Quartermaster General and Adjutant General are hereby requested to give such information as possessed by their respective departments regarding the number of men enlisted under the several acts of this State providing bounties for volunteers; the number so enlisted to whom bounties were paid; the number so enlisting to whom no bounties have been paid;

Resolved, That the Board of State Auditors are requested to inform the Senate what reason if any exists why unpaid claims for enlistment bounties should not be considered and adjusted by them.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fridlender,

The Senate concurred in the substitute reported for the resolution by the committee.

On motion of Mr. Withington,

The resolution, as substituted, was adopted.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 39 (file No. 114), entitled

A bill providing for the employment, defining the duties, and fixing the

compensation of a stenographer for the 28th judicial circuit, State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 41, entitled

A bill to amend sections 1 and 3 of chapter 167 of Howell's annotated statutes, relative to industrial schools,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 491, entitled

A bill to amend section 3 of act 135 of the session laws of 1867, entitled "An act for the incorporation of industrial and other charitable schools," the same being section 4600 of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 59 (file No. 24), entitled

A bill to regulate the conduct of judiciary officers in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Prindle,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 259 (file No. 82), entitled

A bill to repeal section 16 and to amend sections 5, 7, 17, and 21 of act No. 95 of the laws of 1887, approved May 6, 1887, entitled "An act in relation to jurors in courts of record in the county of Wayne and to revise the laws relative thereto,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 306 (file No. 113), entitled

A bill to amend section 3, of act No. 258, of the session laws of 1849, entitled "An act to amend chapter 94 of the revised statutes in relation to criminal proceedings," the same being section 5555 of the compiled laws of 1871, and section 7123 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 6, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following, entitled: Substitute for House bill No. 522, entitled

A bill to amend article 2 section 12 of act No. 368, of the session laws of 1869, entitled "An act to amend an act entitled 'an act to amend an act entitled an act incorporate the village of Tecumseh,'" being act No. 84 of the session laws of the year 1859, approved February 9, 1859.

Also,

House bill No. 142 (file No. 87), entitled

A bill making an appropriation for the purchase of books for the State Library and for other purposes pertaining to the State Library for the years 1891 and 1892,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on State Library.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Beers,

The vote by which the following concurrent resolution was adopted, was reconsidered:

Resolved (the Senate concurring), That 1,600 copies of the proceedings in joint convention on March 4, as recorded in the Legislative Journal, being the exercises commemorative of Admiral David D. Porter and Gen. Wm. T. Sherman, be printed in pamphlet form for the use of the Senate and House; that of this number 1,000 copies be furnished to the House and 320 copies to the Senate, and that of the remaining 280 copies, 25 be sent to the family of Gen. Sherman, 25 to the family of Admiral Porter, 10 copies to Ransom Post, G. A. R., of St. Louis, Mo., 10 copies to the — Post, G. A. R., of New York, of which Admiral Porter was a member, 10 copies to the library of congress, 10 copies to the State library and the remainder to the State librarian for distribution to other libraries in other States, and to the War and Navy Departments. Further, that the clerk of the House be requested to procure copies of the addresses of Hon. S. L. Kilbourne and Hon. Rowland Connor, and insert the same in the proper place in the pamphlet to be published.

Mr. Beers moved that the concurrent resolution be amended as follows:

By striking out the number "1,600," where it occurs, and inserting in lieu thereof the number "2,000."

Also, by striking out the number "320" where it occurs, and inserting in lieu thereof the number "720."

Which motion to amend prevailed, Mr. Park calling for the yeas and nays, and the Senators voting thereon as follows:

YEAS.

Mr. Beers	Mr. McCormick	Mr. Prindle	Mr. Toan	
Doran	Miller	Sabin	Weiss	
Fridlender	Morrow	Smith	Wheeler	
Garvelink	Mugford	Taylor	Wilkinson	
Holcomb	Porter			18

NAYS.

Mr. Bastone	Mr. Park	Mr. Wilcox	Mr. Wisner	4
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The concurrent resolution, as amended, was then adopted.

THIRD READING OF BILLS.

Senate bill No. 102 (file No. 41), entitled

A bill to amend sections 1, 7, and 9, of act No. 140, laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," and to add two new sections thereto, to be numbered and known as sections 13 and 14, so that when thus amended the entire act shall read as follows:

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Sabin	Mr. Toan	
Benson	Gilbert	Sharp	Weiss	
Beers	McCormick	Smith	Wilkinson	
Crocker	Miller	Taylor	Wisner	
Doran	Prindle			18

NAYS.

Mr. Garvelink	Mr. Holcomb	Mr. Mugford	Mr. Porter	4
Title agreed to.				

Mr. Toan moved that the bill be given immediate effect;

Which motion did not prevail.

By unanimous consent,

Mr. Gilbert offered the following resolution:

Resolved, That when the Senate adjourns today it stand adjourned until Monday next, at 9:15 o'clock P. M.

Which resolution was adopted.

By unanimous consent,

Mr. Stevens presented the following petition:

No. 189. By Mr. Stevens: Resolution of the board of supervisors of the county of Gogebic, urging the passage of a bill to create the thirty-second judicial district.

Referred to the committee on judiciary.

On motion of Mr. Stevens,

The resolution was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives of the Legislature of Michigan:

The following official expression of the board of supervisors of Gogebic county, and the members of said board believe, also an expression of the sentiment of the people of Gogebic county, is respectfully submitted:

WHEREAS, The Legislature is asked to create a new judicial district, to be known as the thirty-second, and to be composed of Ontonagon and Gogebic counties; and

WHEREAS, The business of the circuit court for the county of Gogebic is large and growing, and a great amount of unfinished business is steadily accumulating, said facts being shown by the following official statement of cases commenced, judgments rendered, etc., not including criminal cases, in said court since the organization of said county in April, 1887, to wit:

1. Cases commenced in said court:	
Law cases.....	647
Chancery cases.....	114
2. Cases now pending:	
Law cases.....	326
Chancery cases.....	71
3. Judgments rendered in the following amounts:	
In 1887.....	\$12,656 50
In 1888.....	132,280 19
In 1889.....	54,046 71
In 1890.....	95,158 08
In 1891.....	110,881 24

Total..... \$405,022 72

4. Number of days of court held each year:	
1887.....	8 days
1888.....	40 "
1889.....	39 "
1890.....	59 "
1891.....	13 "
5. Number of special motions and orders entered in the special motion book, common rule book and chancery rule book:	
Special motions.....	104
Orders.....	808
6. Number of liens filed with the register of deeds and not disposed of.....	149
7. Number of naturalization papers issued.....	185
8. Number of declarations of intention.....	2,167

STATE OF MICHIGAN, }
County of Gogebic, } ss.

I, Conrad Carlson, clerk of the circuit court for said county, do hereby certify, that the foregoing is a true and correct statement taken from the records, books and indexes in my office.

In testimony whereof I have hereunto set my name and affixed the seal of said court at Bessemer, in said county, this 25th day of February,

[L. S.] A. D. 1891.

CONRAD CARLSON, *Clerk.*

AND WHEREAS, There is no fair prospect of a large portion of important litigation, now pending in said court, being expeditiously disposed of; and

WHEREAS, Justice of litigants, attorneys and the public, demands a more expeditious dispatch of the circuit court business, and longer terms than Gogebic county ever has been granted; and

WHEREAS, The great territorial extent of the present district (in or out of which the judge is seldom accessible from Gogebic county except at a great and unusual expense to litigants), and the magnitude of the business of said circuit court of Gogebic county, render it impossible for said business to be handled properly and at reasonable cost to litigants; and

WHEREAS, At a full meeting of Gogebic county bar association, held at Ironwood, February 19, 1891, a resolution was unanimously passed, "in favor of a bill for the organization of the new 32d district, whatever may be the provisions relating to the selection of a judge—whether by appointment or election;" and

WHEREAS, The creation of a new judicial district out of Ontonagon and Gogebic counties will entail but little, if any, additional expense on said counties, and will, in turn, confer facilities for the conduct of circuit court business of vast benefit and value upon said counties; and

WHEREAS, Gogebic county is so far removed from the Capital of the State, where the sessions of the Supreme Court are held, that in a large proportion of cases which might otherwise be carried to the Supreme Court, the circuit court of Gogebic county almost necessarily becomes the court of final resort; and

WHEREAS, Counties so situated, instead of being hampered in the conduct of circuit court business, and denied the usual circuit court facilities, should be given the best facilities possible, in order to obviate, so far as

may be, the plain and manifest disadvantages arising from geographical conditions; therefore

Resolved, That the Honorable the Senate and House of Representatives are most respectfully and earnestly urged to pass a bill, with the least possible delay, creating the proposed 32d judicial district, to be composed of the counties of Ontonagon and Gogebic.

STATE OF MICHIGAN, }
County of Gogebic, } ss.

I, Conrad Carlson, county clerk and clerk of the board of supervisors in and for said county, do hereby certify, that the foregoing preambles and resolution is a true and correct copy as passed by the said board of supervisors and spread upon the minutes thereof on March 3, A. D. 1891, and of the whole of said preambles and resolution.

In testimony whereof, I have hereunto set my hand and affixed the seal of the circuit court of said county, at Bessemer, this 3d day of March, A. D. 1891.

[L. s.]

CONRAD CARLSON,
Clerk as aforesaid.

On motion of Mr. Stevens,
Senate bill No. 269, entitled

A bill to amend section 3 of chapter 1, sections 2 and 3 of chapter 2, section 2 of chapter 4, the 25th subdivision of section 2 and section 14 of chapter 5, sections 1, 2, 4, 5, 13 and 14 of chapter 6, section 1 of chapter 8, section 1 of chapter 10, section 1 of chapter 12 and section 19 of chapter 13 of act No. 362 of the local acts of 1889, entitled "An act to incorporate the city of Ironwood in the county of Gogebic," approved April 8, 1889, and to add a new section thereto to stand as section 9 of chapter 2,

Was ordered printed for the use of the committee on cities and villages.

On motion of Mr. Stevens,
Senate bill No. 85, entitled

A bill to amend sections 1 and 2 of local act No. 364, of the year 1889, entitled "An act to incorporate the city of Bessemer, in the county of Gogebic," approved April 10, 1889, and to add a new section to said act to be numbered section 11,

Was ordered printed for the use of the committee on cities and villages.

GENERAL ORDER.

On motion of Mr. Taylor,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. McCormick to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I

Senate bill No. 86 (file No. 34), entitled

A bill to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of said village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

II.

Senate bill No. 125 (file No. 62), entitled

A bill to prevent the receiving of presents of more than five dollars in value by wardens of the State prisons or wardens or keepers of the State houses of correction,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein and recommend its passage.

III.

The committee of the whole have also had under consideration the following:

Senate bill No. 140 (file No. 80), entitled

A bill to require the purchase of farm and dairy products which are necessary for the use of the several penal, charitable and industrial institutions of the State from the farm and dairy products raised and produced in the State.

Have directed their chairman to report progress and ask leave to sit again.

A. C. McCORMICK, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. McCormick,

The Senate concurred in the amendments made to the second named bill and the same was placed on the order of third reading of bills.

On motion of Mr. McCormick,

The Senate granted leave for a further consideration of the third named bill by the committee of the whole.

On motion of Mr. Gilbert,

The Senate adjourned.

Lansing, Monday, March 9, 1891.

The Senate met and was called to order by the President at 9:15 o'clock P. M.

Religious exercises by Rev. L. D. Temple.

Roll called: a quorum present.

Absent without leave; Messrs. Bastone, Doran, Stevens and Withington.

On motion of Mr. Park,

All absentees were excused until tomorrow.

PRESENTATION OF PETITIONS.

No. 190. By Mr. Milnes: Petition of F. H. Rawson and 24 others, asking for the passage of the "municipal suffrage bill."

Referred to committee on judiciary.

No. 191. By Mr. Wilcox: Petition of D. M. Lowe and 22 citizens of the city of Corunna, against the detaching of certain territory from said city and attaching the same to the township of Caledonia.

Referred to committee on cities and villages.

No. 192. By Mr. Wilcox: Petition of James Simeon and 9 other citizens of Corunna, same subject.

Same reference.

No. 193. By Mr. Brown: Petition of Wm. Batson, and three other monument dealers of Big Rapids, Michigan, asking for the passage of the bill now pending in the Senate, for the better protection of said dealers.

Referred to committee on judiciary.

No. 194. By Mr. Brown: Petition of C. R. Gardner and 20 others, asking for the continuance of the State Weather Service.

Referred to committee on State affairs.

No. 195. By Mr. Gilbert: Petition of Henry Cassidy and 24 others of the county of Arenac, asking for the establishment of a certain State road in said county.

Referred to the committee on roads and bridges.

REPORTS OF STANDING COMMITTEES.

By the committee on counties and townships:

The committee on counties and townships to whom was referred

House bill No. 243 (file No. 101), entitled

A bill to amend section 3 of act No. 480 of the local acts of the year 1887, entitled "An act to authorize the board of supervisors of the county of Houghton in this State to borrow money upon the bonds of said county, for the purpose of constructing a free bridge across Portage lake in said county," approved May 4, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By unanimous consent,

Mr. McCormick presented the following petition:

No. 196. By Mr. McCormick: Resolutions of Stony Creek Association, No. 1281, P. of I., demanding the repeal of class laws now in force including laws exempting railroad, mining, telegraph and telephone companies from taxation; demanding a just and equal assessment, favoring a meat inspection law; election of county board of school examiners by the people; urging amendment of the election law; abolishing the township boards of review; recommending a law controlling roller process millers; making 5 per cent a legal rate of interest and advising a short term of the Legislature.

Referred to the select committee on taxation.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Weiss,
Senate bill No. 41, entitled

A bill to amend sections 1 and 3 of chapter 167 of Howell's annotated statutes, relative to industrial schools,

Was taken from the table.

On motion of Mr. Weiss,

The bill was re-referred to the committee on judiciary.

On motion of Mr. Porter,

Senate bill No. 27 (file No. 3), entitled

A bill to detach the township of Chester, Ottawa county, from the county of Ottawa, and attach the same to the county of Muskegon,

Was taken up.

On motion of Mr. Porter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Wisner,

Senate joint resolution No. 8 was ordered printed for the use of the committee on public buildings.

On motion of Mr. Milnes,

The committee of the whole was discharged from the further consideration of

Senate bill, No. 137 (file No. 74), entitled

A bill to authorize the city of Coldwater to erect and maintain an electric light plant, for the use of the city of Coldwater and the inhabitants thereof, and to provide for the issuing of bonds for the payment of the same.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Garvelink	Mr. Mugford	Mr. Taylor
Beers	Gilbert	Park	Toan
Boughner	Holcomb	Porter	Weiss
Brown	McCormick	Prindle	Wheeler
Crocker	Miller	Sabin	Wilcox
Fleishem	Milnes	Sharp	Wilkinson
Fridlender	Morrow	Smith	Wisner 28

NAYS.

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Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

THIRD READING OF BILLS.

Senate bill No. 125 (file No. 62), entitled

A bill to prevent the receiving of presents of more than five dollars in value by the wardens of the State prisons or wardens or keepers of the State houses of correction,

Was read a third time, and pending the taking of the vote thereon,

On motion of Mr. Taylor,

The bill was laid on the table.

Senate bill No. 86 (file No. 34), entitled

A bill to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of said village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Garvelink	Mr. Mugford	Mr. Taylor	
Beers	Gilbert	Park	Toan	
Boughner	Holcomb	Porter	Weiss	
Brown	McCormick	Prindle	Wheeler	
Crocker	Miller	Sabin	Wilcox	
Fleishiem	Milnes	Sharp	Wilkinson	
Fridlender	Morrow	Smith	Wisner	28

NAYS.

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Title agreed to.

On motion of Mr. Fleishiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Porter moved to adjourn,

Which motion did not prevail, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Brown	Mr. Crocker	Mr. Weiss	Mr. Wheeler	4
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NAYS.

Mr. Benson	Mr. Gilbert	Mr. Mugford	Mr. Smith	
Beers	Holcomb	Park	Toan	
Boughner	McCormick	Porter	Wilcox	
Fleishiem	Miller	Prindle	Wilkinson	
Fridlender	Milnes	Sabin	Wisner	
Garvelink	Morrow	Sharp		23

GENERAL ORDER.

On motion of Mr. Porter,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Benson to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I

Senate bill No. 95 (file No. 37), entitled

A bill to amend section 6 of an act entitled "An act to provide for selecting and drawing jurors for the circuit court of the county of Saginaw,"

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

II

The committee of the whole have also had under consideration the following:

Senate joint resolution No. 5, (file No. 2), entitled

Joint resolution to amend section 28 of article 4 of the constitution, so that no bill shall be introduced into either House of the Legislature after the first 30 days of a session shall have expired, .

Have directed their chairman to report progress and ask leave to sit again.

JOHN R. BENSON, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Benson,

The Senate granted leave for a further consideration of the second named bill by the committee of the whole.

Mr. Gilbert moved to adjourn,

Which motion prevailed, Mr. Weiss calling for the yeas and nays and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Gilbert	Mr. Mugford	Mr. Sharp
Boughner	Holcomb	Park	Taylor
Brown	McCormick	Prindle	Toan
Fleishem	Miller	Sabin	Wilcox .
Garvelink	Morrow		

18

NAYS.

Mr. Beers	Mr. Milnes	Mr. Weiss	Mr. Wilkinson
Crocker	Porter	Wheeler	Wisner
Fridlander	Smith		

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Lansing, Tuesday, March 10, 1891.

The Senate met and was called to order by the President.
Religious exercises by Rev. S. R. Cook.
Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 197. By Mr. Wilcox: Petition of G. Lubber and 11 other citizens of Chesaning, asking that the townships of Chapin, Brady, Chesaning and Maple Grove, be detached from the county of Saginaw and attached to Shiawassee county.

Referred to committee on counties and townships.

No. 198. By Mr. Wilcox: Resolution of the council of the village of Oakley; same subject.

Same reference.

No. 199. By Mr. Wisner: Petition of Mrs. W. Miller and 50 other residents of Chesaning, Michigan, in favor of municipal suffrage for women.

Referred to select committee on elections.

No. 200. By Mr. Gilbert: Petition of Aaron Gibson, and 305 other residents of Arenac county, asking for the establishment of a State road across said county.

Referred to committee on roads and bridges.

On motion of Mr. Brown,

Senate bill No. 233, entitled

A bill to amend sections 1, 16, 24, and 28 of act No. 187 of the public acts of 1887, entitled "An act to revise the laws providing for the incorporation of cooperative and mutual benefit associations and to define the powers and duties and regulate the transaction of business of all such corporations and associations doing business within this State," approved June 17, 1887,

Was ordered printed for the use of the committee on religious and benevolent societies.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 312 (file No. 137), entitled

A bill to amend section 7388 of the compiled laws of 1871, being section 8965 of Howell's annotated statutes, relative to costs in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 200 (file No. 110), entitled

A bill to authorize the township of Lamotte, in the county of Sanilac, to settle and adjust a certain bond issued to Robert Hoag for highway orders purchased by him and surrendered to said township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 251 (file No. 126), entitled

A bill to amend act No. 124, of the session laws of 1865, act No. 28, of the session laws of 1871, act No. 163, of the session laws of 1875, act No. 208, of the session laws of 1881, being compiler's section 1591, of Howell's annotated statutes of Michigan entitled "An act making all general election days a legal holiday,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 93 (file No 36), entitled

A bill to amend sections 1 and 3 of act No. 97 of the session laws of 1889, entitled "An act to provide for an additional circuit judge for the 17th judicial circuit and to define the powers and duties of the judges of said circuit and to provide for the manner of conducting the business of said court," and to add another section thereto to stand as section 7,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, viz.:

That section 2 of the original act as hereby amended be added, and that section 7 be amended so as to read as follows:

"The county clerk shall, with the approval of the judges of said court, appoint a deputy to attend upon the proceedings before the additional circuit judge provided for by this act and his successor in office, and the term of office of said deputy shall expire with the term of office of the clerk of said court,"

Recommending that the amendment be concurred in and that the bill as amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Toan
Benson	Garvelink	Porter	Weiss
Beers	Gilbert	Prindle	Wheeler
Boughner	Holcomb	Sabin	Wilcox
Brown	McCormick	Sharp	Wilkinson
Crocker	Miller	Smith	Withington
Doran	Morrow	Stevens	Wisner
Fleishiem	Mugford	Taylor	
			31

NAYS.

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The question being on agreeing to the title,

Mr. Doran moved that the title be amended as follows:

By inserting the word "two" after the word "one" where it occurs in said title;

Which motion prevailed and the title as amended was then agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Stevens.

The committee of the whole was discharged from the further consideration of

House bill No. 243 (file No. 101), entitled

A bill to amend section 3, of act No. 480 of the local acts of the year 1887, entitled "An act to authorize the board of supervisors of the county of Houghton in this State to borrow money upon the bonds of said county, for the purpose of constructing a free bridge across Portage lake in said county," approved May 24, 1887.

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Toan
Benson	Garvelink	Porter	Weiss
Beers	Gilbert	Prindle	Wheeler
Boughner	Holcomb	Sabin	Wilcox
Brown	McCormick	Sharp	Wilkinson
Crocker	Miller	Smith	Withington
Doran	Morrow	Stevens	Wisner
Fleishiem	Mugford	Taylor	
			31

NAYS.

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Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on education and public schools:

The committee on education and public schools to whom was referred, Senate bill No. 134, (file No. 68), entitled

A bill to regulate the uniformity of and to provide text books in all public schools throughout the State and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in: By striking out in line 2 of section 2 the words "as heretofore," and by adding the following after the word State in line 6 of section 3: "Provided, if the Secretary of State can contract with any person or firm to supply said text books cheaper than he can publish the same, he shall make a contract with said person or firm to supply said text books, and said person or firm shall file with the Secretary of State a good and sufficient bond for the faithful performance of the same," and by adding after the word district in line 7 of section 7, "And it shall be the duty of the district board to provide by tax a sufficient amount of money to comply with the provisions of this section," and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bastone,

The Senate concurred in the amendments made to the bill by committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 136, entitled

A bill to authorize the county of Ontonagon to borrow money to be used in the payment of outstanding orders of said county and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

AUGUSTIN C. McCORMICK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By unanimous consent,

Mr. Sharp presented the following petition:

No. 201. By Mr. Sharp: Petition of citizens of the village of Newberry, asking for the passage of a bill now pending, to make the president of said village a member of the board of supervisors of Luce county.

Referred to the committee on counties and townships.

On motion of Mr. Sharp,

The petition was ordered spread on the Journal, as follows:

We, the citizens of the village of Newberry, of the county of Luce and State of Michigan, do respectfully petition the Honorable Legislature, to pass a bill now before it, making the president of the said village a member

of the board of supervisors of said county, for the following reasons:

1. The county is now divided into three townships, viz.: McMillan, Lakefield and Pentland. Lakefield consists of two surveyed townships, and Pentland of three, and McMillan township, in which the village of Newberry is located, of twenty surveyed townships and three fractions.

2. The said McMillan township is sparsely settled and contains very few inhabitants or settlers outside the village of Newberry, while it has an area more than four times as great as the other two combined, and by reason of being so sparsely settled, it is impossible to organize any other township.

3. The said township of McMillan and the village of Newberry pay at least four-fifths of all the taxes in said county of Luce, while they have only one representative upon the board of supervisors, thus giving the other two townships, that combined have only about one-fourth of the area of McMillan, a chance to discriminate against it in the equalization of taxes.

D. DONALDSON, Village president.

G. W. RULE, Trustee.

S. B. WIGHT, Trustee.

L. N. MC LEOD, Trustee.

H. F. CLELAND, Clerk.

N. MERTEZ, County Treasurer,

And 25 others.

By the committee on labor interests;

The committee on labor interests, to whom was referred

Senate bill No. 79 (file No. 33), entitled

A bill to establish free employment offices in the cities of Detroit, Grand Rapids, Saginaw, Kalamazoo, Manistee, Sault Ste. Marie, Ishpeming and Ironwood,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 231, entitled

A bill to detach a certain portion of Laird township Houghton county, and form the same into a new township to be known as the township of Farnham,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

Senate bill No. 168, entitled

A bill to amend section 1 of an act entitled "An act for the encouragement of agriculture, manufactures, and the mechanic arts," approved March 16, 1849, being section 2298 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

ENOCH T. MUGFORD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mugford,

The bill was laid on the table.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 17 (file No. 44), entitled

A bill to incorporate the village of Athens in Calhoun county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Add proviso to section one as follows: "Provided a majority of the qualified electors in said territory included in above description shall vote in favor of incorporation at any annual or special election called for that purpose: *And provided further*, That all lands in above described territory which are not platted and are held in lots of five acres or more and used as farm lands shall be assessed and taxed at their value for farming purposes only" and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendment made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 215 (file No. 77), entitled

A bill to vacate the township of Center, in the county of Lake, and to incorporate its territory within the township of Webber,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 182, entitled

A bill to organize the township of Lake in the county of Montmorency,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without

amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 114, entitled

A bill to detach certain territory from the township of Billings in the county of Gladwin, State of Michigan, and to organize the township of Bentley in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships to whom was referred

Senate bill No. 88, entitled

A bill to authorize the township of Ontonagon, in the county of Ontonagon, to borrow money to be used in building a swing bridge and approaches thereto, in said township, and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 806, entitled

A bill to incorporate the village of Royal Oak, in the county of Oakland, State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in: Section 5 line 14, strike out the words "together with 10 per cent in addition thereto," and that the bill when so amended do pass, and ask to be discharged from further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendment made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages to whom was referred
House bill No. 805, entitled

A bill to re-incorporate the village of Orion in the county of Oakland
and State of Michigan,

Respectfully report that they have had the same under consideration,
and have directed me to report the same back to the Senate, with the
accompanying amendments thereto, recommending that the amendments
be concurred in: Section 8, line 14, strike out the words "together with ten
per cent in addition thereto," and that the bill when so amended do pass,
and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the bill by the com-
mittee.

The bill was referred to the committee of the whole and placed on the
general order.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

Senate bill No. 211, entitled

A bill to incorporate the village of Benzonia, in the county of Benzie,

Respectfully report that they have had the same under consideration and
have directed me to report the same back to the Senate, without amend-
ment, and recommend that the bill do pass, and ask to be discharged from
the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole
and placed on the general order.

COMMUNICATION FROM STATE OFFICER.

To the President of the Senate:

SIR—In accordance with a resolution adopted by the Senate February
27, I have the honor to submit the following statement:

The Michigan Pioneer and Historical Society was organized April 22,
1874, in accordance with the provisions of act No. 156, laws of 1873, vol. 1.

The society has published sixteen volumes and the manuscript for four
or five more volumes is prepared.

Volumes one and two were published by the society without the aid of
any publication fund from the State. Volume one in 1887 and volume two
in 1880, 1,000 copies each volume.

Appropriations have been made by the State as a general fund for the
collecting of historical matters for the years 1875 to 1890, inclusive, 16
years at \$500, \$8,000.

Appropriations have been made by the State for the publication of the
"Collections," for the years 1881 to 1890 inclusive, ten years at \$2,000,
\$20,000. Fourteen volumes, being volumes 3 to 16 inclusive, have been
published with this fund.

The publication fund is entirely exhausted, and of the general fund
only about \$800 remains in the treasury of the society.

Of volumes 3 to 7 inclusive there have been published 1,800 copies each.

Of volumes 8 to 16 inclusive 2,000 copies each have been published. The volumes are sold at 75 cents per copy, that being the minimum price authorized by statute.

The distribution and sale of volumes 3 to 16 inclusive have been as follows:

Volumes.	No. distributed.	No. sold.	Total.	No. on hand.	Cash from sales.
3.....	234	253	491	1,809	\$199 75
4.....	224	217	441	1,359	162 75
5.....	236	127	363	1,437	95 25
6.....	240	125	365	1,485	93 75
7.....	222	102	324	1,476	76 50
8.....	234	86	320	1,680	64 50
9.....	241	97	338	1,662	72 75
10.....	228	74	297	1,708	55 50
11.....	220	73	293	1,707	54 75
12.....	223	54	277	1,728	40 50
13.....	219	47	266	1,734	35 25
14.....	300	34	334	1,766	25 50
15.....	197	5	202	1,798	3 75
16.....	195	5	200	1,800	9 25
Total cash.....					\$974 25

All incorporated libraries, and all libraries of Michigan established under the provisions of act No. 36, public acts of 1885, are entitled to a set of the books.

"Five hundred copies of each volume must be deposited in the State Library" for exchange with other historical societies, and "one copy of each of said volumes sent to each of the duly and legally incorporated public libraries in the State of Michigan."

These requirements will soon, if not at present, require not less than one-half of each edition, and all others remaining unsold will become more valuable with the passage of time.

The committee of the society have not urged the sale of these books, as the price is very low, and because it is in every respect more desirable to have them placed where they are wanted and appreciated, rather than in the hands of those who may purchase them because pressed to do so. As will be seen by the tables the earlier volumes are being gradually reduced in number.

The historical value of the work that has been and is being done by this society can only be understood and appreciated by a careful examination of the books published, and of the manuscript on hand ready for publication.

The Michigan Pioneer and Historical Society has done more and better work for less money than any other State society in existence. Many societies expend more every year than this has in total. There are few if any state societies in the United States that can in comparison show results that will be one-fourth as favorable as this society, and there are many who have spent ten times the money and have accomplished less. For these statements the closest scrutiny is invited.

Respectfully submitted,

MRS. HARRIET A. TENNEY,

Recording Secretary Michigan Pioneer and Historical Society.

The communication was received.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Wisner, the votes by which
House bill No. 243 (file No. 101), entitled

A bill to amend section 3 of act No. 480, of the local acts of the year 1887, entitled "An act to authorize the board of supervisors of the county of Houghton, in this State to borrow money upon the bonds of said county for the purpose of constructing a free bridge across Portage lake in said county," approved May 24, 1887,

Was passed and given immediate effect, were reconsidered.

Mr. Wisner then moved to amend the bill as follows:

Amend line 5, section 3, by inserting, after the word "given," the words "at least ten days prior to said election,"

Which motion prevailed and the bill was so amended.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill as amended was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Taylor	
Benson	Garvelink	Park	Toan	
Beers	Gilbert	Porter	Weiss	
Boughner	Holcomb	Prindle	Wheeler	
Brown	McCormick	Sabin	Wilcox	
Crocker	Miller	Sharp	Wilkinson	
Doran	Milnes	Smith	Withington	
Fleishem	Morrow	Stevens	Wisner	32

NAYS.

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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Park offered the following resolution:

Resolved, That there shall be two daily sessions of the Senate on and after Tuesday, March 17, 1891, one at 10 o'clock A. M. and the other at 2 o'clock P. M., until further ordered.

The question being on the adoption of the resolution,

The resolution was adopted, Mr. Park calling for the yeas and nays, and the Senators voting thereon as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Miller	Mr. Sabin	
Benson	Fridlender	Morrow	Sharp	
Beers	Garvelink	Mugford	Smith	
Boughner	Gilbert	Park	Wilcox	
Brown	Holcomb	Porter	Wilkinson	
Crocker	McCormick	Prindle	Wisner	24

NAYS.

Mr. Fleshien ~~SEN~~ Mr. Stevens
Milnes Taylor

Mr. Toan
Weiss

Mr. Wheeler
Withington

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By unanimous consent,

Mr. Bathstone presented the following petition:

No. 202. By Mr. Bastone: Resolution of West Tuscola District Patron's of Industry, asking for a law regulating the uniformity of text books.

Referred to the committee on education and public schools.

On motion of Mr. Bastone,

The resolution was ordered spread on the Journal, as follows:

VASSAR, March 5, 1891.

To the Honorable Senate of the State of Michigan :

The West Tuscola district convention, which represents 20 subordinate associations of P. of L., in convention assembled, would respectfully ask your honorable body to enact a law at your present session to regulate the uniformity of and to provide text books in all public schools throughout the State, and the distribution of the same, said books to be furnished by the State at cost.

R. L. DUELOLO, *President.*
M. D. YORK, *Secretary.*

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following: Joint resolution offered as a substitute for Senate joint resolution No. 1, (file No. 1), entitled

A joint resolution proposing an amendment to section one, article nine, of the constitution of this State, relative to the salary of the Attorney General.

In the passage of which joint resolution, the House has concurred by a two-thirds vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

THIRD READING OF BILLS.

Senate bill No. 95 (file No. 37), entitled]

A bill to amend section 6, of an act entitled "An act to provide for selecting and drawing jurors for the circuit court of the county of Saginaw,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Taylor
Benson	Garvelink	Park	Toan
Beers	Gilbert	Porter	Weiss
Boughner	Holcomb	Prindle	Wheeler
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Milnes	Smith	Withington
Flesheim	Morrow	Stevens	Wisner 32

NAYS.

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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Crocker offered the following resolution:

Resolved, That the Secretary of the Senate be instructed to procure eleven copies of the supplement to the Congressional directory from the secretary of the House of Representatives at Washington, and deliver them to the Senate redistricting committee.

The question being on the adoption of the resolution,

The resolution was adopted.

By unanimous consent,

Mr. Gilbert presented the following petition:

No. 203. By Mr. Gilbert: Petition of Thomas Dugan and 28 other residents of the township of Lincoln, asking for the incorporation of the village of Standish.

Referred to the committee on cities and villages.

On motion of Mr. Gilbert,

The petition was ordered spread on the Journal, as follows:

To the Honorable Senate and House of Representatives of the State of Michigan:

We, the undersigned inhabitants of the township of Lincoln and village of Standish, do petition to your honorable body to incorporate the village of Standish for the following reasons:

1st. We have a population of at least 700.

2d. We wish to improve said village, which we cannot do without its being incorporated.

We, the said petitioners, wish to attach the following described lands, viz.: The south half of section 2, the north half of section 11, the south-east quarter of section 10, and the southeast quarter of section 3, all in town 18 north, of range 4 east. We, the undersigned petitioners are inhabitants of said village, are freeholders and taxpayers and we pray that our prayer shall be granted.

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Stevens to the chair.

After some time spent therein the committee rose, and through their chairman, made the following report:

I.

The committee of the whole have had under consideration the following: Senate bill No. 133 (file No. 67), entitled

A bill to amend section 9, act 122, of public acts of 1889, entitled "An act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers, and public institutions of this State, now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise and to repeal all existing laws providing for the publication and distribution of said law documents or reports."

Also,

House bill No. 76 (file No. 16), entitled

A bill to amend section 35 of chapter 95 of the revised statutes of 1846, being compiler's section 5629 of the compiled laws of 1871, the same being section 7180 of Howell's annotated statutes, relative to attorneys, solicitors and counselors.

Also,

House bill No. 143 (file No. 65), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Saginaw, and to prescribe his duties and powers.

Also,

House bill No. 306 (file No. 113), entitled

A bill to amend section 3, of act No. 258 of the session laws of 1849, entitled "An act to amend chapter 94 of the revised statutes in relation to criminal proceedings," the same being section 5555 of the compiled laws of 1871, and section 7123 of Howell's annotated statutes.

Also,

House bill No. 491, entitled

A bill to amend section 3 of act 135 of the session laws of 1867, entitled an act for the incorporation of "industrial and other charitable schools" the same being section 4600 of Howell's annotated statutes of Michigan,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration the following:

Senate joint resolution No 5 (file No. 2), entitled

Joint resolution to amend section 28 of article 4 of the constitution, so that no bill shall be introduced into either House of the Legislature after the first thirty days of a session shall have expired,

Also,

Senate bill No. 39 (file No. 114), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 28th judicial circuit, State of Michigan,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate asking concurrence therein, and recommend their passage.

III.

The committee of the whole have also had under consideration the following:

Senate bill No. 183 (file No. 109), entitled

A bill to regulate the method of designating, marking and recording corners of subdivisions of sections, in this State,

Have directed their chairman to report progress and ask leave to sit again.

J. H. D. STEVENS, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Stevens,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Stevens,

The Senate granted leave for a further consideration of the third named bill by the committee of the whole.

The President announced the following communication:

HEADQUARTERS DETROIT LIGHT GUARD, }
CO. A. AND F., 4TH REG'T, M. S. T., }
Detroit, March 5, 1891. }

To the President and Members of the Michigan Senate:

GENTLEMEN—At the regular monthly meeting, held March 2, 1891, the Detroit Light Guard passed a resolution acknowledging the receipt of the handsome engrossed copy of resolution, which you presented, and tendering you their sincere thanks for same.

Yours truly

E. H. JANSEN, *Secretary.*

The communication was read and ordered spread on the Journal.

Mr. Doran moved that a respectful message be ordered sent to the House, asking a return of Senate bill No. 93, (file No. 36), entitled

A bill to amend sections one and three of act No. 97 of the session laws of 1889, entitled

"An act to provide for an additional circuit judge for the seventeenth judicial circuit and to define the powers and duties of the judges of said circuit, and to provide for the manner of conducting the business of said court," and to add another section thereto, to stand as section seven,

Which motion prevailed.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

Senate bill No. 137 (file No. 74), entitled

A bill to authorize the city of Coldwater to erect and maintain an electric light plant, for the use of the city of Coldwater and the inhabitants thereof, and to provide for the issuing of bonds for the payment of the same.

In the passage of which bill the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 217 (file No. 104), entitled

A bill authorizing and directing the Commissioner of the Land Office to remit the appraised improvements on a certain parcel of primary school land in the township of Crockery, county of Ottawa, State of Michigan,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on public lands.

THIRD READING OF BILLS.

☐ Or motion of Mr. Doran,

The Senate resumed the order of third reading of bills.

Senate bill No. 39 (file No. 114), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 28th judicial circuit, State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Taylor
Benson	Gilbert	Park	Toan
Beers	Holcomb	Porter	Weiss
Boughner	McCormick	Prindle	Wheeler
Brown	Miller	Sharp	Wilkinson
Crocker	Milnes	Smith	Withington
Doran	Morrow	Stevens	Wisner
Fleishiem			

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NAYS.

Mr. Sabin	Mr. Wilcox	2
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Title agreed to.

Senate joint resolution No. 5 (file No. 2), entitled

Joint resolution to amend section 28, article 4 of the constitution, so that no bill shall be introduced into either House of the Legislature after the first thirty days of a session shall have expired,

Was read a third time and was not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Miller	Mr. Sharp
Beers,	Gilbert	Park	Smith
Bougher	McCormick	Porter	Wisner
Crocker			

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NAYS.

Mr. Benson	Mr. Milnes	Mr. Sabin	Mr. Wheeler
Brown	Morrow	Taylor	Wilcox
Garvelink	Mugford	Toan	Wilkinson
Holcomb	Prindle	Weiss	Withington

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Senate bill No. 133 (file No. 67), entitled

A bill to amend section 9, act 122, of the public acts of 1889, entitled "An act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers and public institutions of this State now and hereafter to be published, and to provide for the replacing of books, lost by fire or otherwise, and to repeal all existing laws providing for the publication and distribution of said law documents or reports.

Was read a third time and, pending its passage,

On motion of Mr. Bastone,

The bill was laid on the table.

House bill No. 76 (file No. 16), entitled

A bill to amend section 35 of chapter 95 of the revised statutes of 1846, being compiler's section 5629 of the compiled laws of 1871, the same being section 7180 of Howell's annotated statutes, relative to attorneys, solicitors, and counselors,

Was read a third time and was passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Porter	Mr. Weiss
Benson	Gilbert	Prindle	Wheeler
Beers	McCormick	Sabin	Wilcox
Boughner	Miller	Sharp	Wilkinson
Brown	Morrow	Smith	Withington
Crocker	Mugford	Taylor	Wisner
Doran	Park	Toan	

27

NAYS.

Mr. Milnes 1

Title agreed to.

House bill No. 143 (file No. 65), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Saginaw, and to prescribe his duties and powers,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Park	Mr. Toan
Benson	Holcomb	Porter	Weiss
Boughner	McCormick	Prindle	Wheeler
Brown	Miller	Sabin	Wilcox
Crocker	Milnes	Sharp	Wilkinson
Doran	Morrow	Smith	Withington
Fleishem	Mugford	Taylor	Wisner
Garvelink			

29

NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 306 (file No. 113), entitled

A bill to amend section 3, of act No. 258; of the session laws of 1849, entitled "An act to amend chapter 94 of the revised statutes in relation to criminal proceedings," the same being section 5555 of the compiled laws of 1871, and section 7123 of Howell's annotated statutes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Park	Mr. Taylor
Benson	McCormick	Porter	Toan
Boughner	Miller	Prindle	Wheeler
Crocker	Milnes	Sabin	Wilkinson
Doran	Morrow	Sharp	Withington
Fleishem	Mugford	Smith	Wisner
Garvelink			

25

NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 491, entitled

A bill to amend section 3 of act 135 of the session laws of 1867, entitled an act for the incorporation of "industrial and other charitable schools," the same being section 4600 of Howell's annotated statutes of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Taylor	
Benson	Gilbert	Park	Toan	
Boughner	Holcomb	Porter	Wheeler	
Brown	McCormick	Prindle	Wilkinson	
Crocker	Miller	Sabin	Withington	
Doran	Milnes	Sharp	Wisner	
Fleishem	Morrow	Smith		27

NAYS. 0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Milnes,

The Senate adjourned.

Lansing, Wednesday, March 11, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. Isaiah Wilson.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate joint resolution No. 1 (file No. 1), entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State relative to the salary of the Attorney General.

C. B. BOUGHNER, *Chairman.*

Report accepted.

By the committee on elections:

The committee on elections, to whom was referred

Senate bill No. 245, entitled

A bill to prescribe the manner of conducting all general, special, city, township and village elections in this State, and to prevent fraud and deception thereat,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and ask that the bill be printed for the use of the committee.

JAMES E. HOLCOMB, *Chairman.*

The bill was ordered printed for the use of the committee.

By the committee on cities and villages:

The committee on cities and villages to whom was referred
Senate bill No. 112, entitled

A bill to reincorporate the village of Farwell, in the county of Clare,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

SEC. 7. To be added thereto.

SEC. 7. In case the said officers are not elected at the time designated in section 4 of this act, an election for officers may be had at any time within one year from the time designated in said section 4, on notice being given as provided in this act.

SEC. 7. To stand as section 8.

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenses:

The committee on supplies and expenses to whom was referred the resolution authorizing it to purchase the North Western Reporter to date for the use of the judiciary committee,

Respectfully report that they have purchased the same at an expense of \$11.25 and recommend that the expense be paid and ask to be discharged from the further consideration of the subject.

WILLIAM MILLER, *Chairman.*

The report was accepted and adopted and the committee was discharged.

By the committee on cities and villages:

The committee on cities and villages to whom was referred
House bill No. 188 (file No. 59), entitled

A bill to amend sections 1 and 4 of act number 305 of the local acts of 1881, entitled "An act to incorporate the village of Harbor Springs in Emmet county," and to add a new section thereto to stand as section 6,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

REPORTS OF SELECT COMMITTEES.

By the select committee on taxation:

The select committee on taxation, to whom was referred

Senate bill No. 202 (file No. 145), entitled

A bill to repeal sections 18, 19 and 20 of the general tax law of 1882, sections 18, 19 and 20 of chapter 27 of the general tax law of 1889, of Howell's annotated statutes of Michigan, and so much of all other acts and parts of acts as relate to township boards of review in townships,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

R. R. WILKINSON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 11, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

House bill No. 643 (file No. 144), entitled

A bill to prevent the introduction of a dangerous communicable disease into any township, city or village in Michigan, except under specified regulations.

Also,

House bill No. 642 (file No. 142), entitled

A bill to prevent the spread of dangerous communicable diseases, by providing for the punishment of willful offenders.

Also,

House bill No. 70 (file No. 132), entitled

A bill to amend sections 1 and 4 of act No. 16 of the public acts of 1862, entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, the same being compiler's sections 868 and 871 of Howell's annotated statutes of the State of Michigan,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on public health.

The second named bill was read a first and second time by its title and referred to the committee on public health.

The third named bill was read a first and second time by its title and referred to the committee on military affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 11, 1891. }

To the President of the Senate:

Sir—I am instructed by the House, in compliance with the request from the Senate, to return to the Senate the following:

Senate bill No. 93 (file No. 36), entitled

A bill to amend sections 1, 2 and 3 of act No. 97 of the session laws of 1889, entitled "An act to provide for an additional circuit judge for the 17th judicial circuit and to define the powers and duties of the judges of said circuit, and to provide for the manner of conducting the business of said court," and to add another section thereto, to stand as section 7.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was received.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 11, 1891. }

To the President of the Senate:

Sir—I am instructed by the House to transmit the following:

House bill No. 270 (file No. 153), entitled

A bill to authorize the common council of the city of Detroit to make an appropriation to suitably provide for the 25th national encampment of the Grand Army of the Republic, to be held in the said city of Detroit,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on military affairs.

MOTIONS AND RESOLUTIONS.

Mr. Crocker moved that the select committee on the Fridlender vs. Morse contested election case be and the same is hereby discharged from the further consideration of said case.

Pending the vote thereon, Mr. Park moved that the previous question be ordered,

Which motion prevailed.

The question being upon the main question, viz., the motion to discharge the select committee,

The motion prevailed.

Mr. Doran moved to reconsider the vote by which the select committee was discharged from the further consideration of the Fridlender vs. Morse contested election case.

Mr. Park moved to indefinitely postpone the motion to reconsider,

Which motion prevailed.

Mr. Crocker moved that the select committee on the Morrow vs. Horton contested election case be and is hereby discharged from the further consideration of the subject.

Pending the vote thereon, Mr. Park moved that the previous question be ordered,

Which motion prevailed.

The question being upon the main question, viz., the motion to discharge the select committee,

The motion prevailed.

Mr. Doran moved to reconsider the vote by which the select committee was discharged from the further consideration of the Morrow vs. Horton contested election case.

Mr. Park moved to indefinitely postpone the motion to reconsider,

Which motion prevailed.

Mr. Taylor moved to take from the table Senate bill No. 84,

Which motion prevailed.

On motion of Mr. Taylor,

The bill was referred to the committee on cities and villages.

Mr. Toan moved to reconsider the vote by which

Senate bill No. 102 (file No. 41), entitled

A bill to amend sections 1, 7 and 9 of act No. 140, laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," and to add two new sections thereto, to be numbered and known as sections 13 and 14, so that when thus amended the entire act shall read as follows:

Was passed,

Which motion prevailed.

Mr. Toan moved to amend the bill as follows:

By inserting at the beginning of section 1 the following:

"*The People of the State of Michigan enact*, That section 1, 7 and 9 of act No. 140 of the laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan" be and the same are hereby amended so as to read as follows, and that two new sections be added to said act to be numbered and known as sections 13 and 14, so that when thus amended the entire act shall read as follows:"

Which motion prevailed and the bill was so amended.

On motion of Mr. Toan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill as amended was placed on its immediate passage.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Stevens
Benson	Garvelink	Park	Taylor
Beers	Gilbert	Porter	Toan
Boughner	Holcomb	Sabin	Weiss

Mr. Crocker
Doran
Fleishiem

Mr. McCormick
Miller
Morrow

Mr. Sharp
Smith

Mr. Wilkinson
Wisner

26

NAYS.

0

The question being on agreeing to the title,

Mr. Toan moved to amend the title as follows:

By striking out all after the number "14" where it occurs in said title, and inserting in lieu thereof the words "and to re-enact the entire act as amended,"

Which motion prevailed and the title as amended was then agreed to.

On motion of Mr. Toan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Doran moved to reconsider the votes by which

Senate bill No. 93 (file No. 36), entitled

A bill to amend sections 1, 2 and 3 of act No. 97 of the session laws of 1889, entitled "An act to provide for an additional circuit judge for the 17th judicial circuit and to define the powers and duties of the judges of said circuit and to provide for the manner of conducting the business of said court," and to add another section thereto to stand as section 7,

Was passed and given immediate effect.

Which motion prevailed.

Mr. Doran moved to amend the bill as follows:

By inserting at the beginning of section 1 the following:

"*The People of the State of Michigan enact*, That sections 1, 2 and 3 of act No. 97, of the session laws of 1889, entitled, 'An act to provide for an additional circuit judge for the 17th judicial circuit, and to define the powers and duties of the judges of said circuit, and to provide for the manner of conducting the business of said court,' be amended so as to read as follows:"

Which motion prevailed and the bill was so amended.

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill as amended was placed on its immediate passage.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers
Boughner
Crocker
Doran
Fridlender

Mr. Garvelink
Gilbert
Holcomb
McCormick
Miller

Mr. Morrow
Mugford
Park
Porter

Mr. Sharp
Smith
Toan
Wisner

18

NAYS.

Mr. Sabin

1

Title agreed to.

Mr. Porter moved that the Senate go into committee of the whole,
Which motion did not prevail.

Mr. Prindle moved to adjourn,
Which motion did not prevail, Mr. Milnes calling for the yeas and nays,
and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Fleshiem Garvelink	Mr. Prindle Stevens	Mr. Wheeler	Mr. Wilkinson	6
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NAYS.

Mr. Bastone Benson Beers Boughner Brown Crocker	Mr. Doran Gilbert Holcomb McCormick Miller Morrow	Mr. Mugford Park Porter Sabin Sharp	Mr. Smith Taylor Toan Weiss Wisner	22
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Mr. Milnes moved that the Senate go into committee of the whole.

Mr. Wisner moved to lay the motion on the table,

Which motion prevailed, Mr. Milnes calling for the yeas and nays, and
the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers Boughner Crocker Doran	Mr. Gilbert Holcomb McCormick Miller	Mr. Morrow Mugford Park Porter	Mr. Sharp Smith Wisner	15
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NAYS.

Mr. Bastone Brown Fleshiem Garvelink	Mr. Milnes Prindle Sabin Stevens	Mr. Taylor Toan Weiss	Mr. Wheeler Wilkinson Withington	14
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Mr. Milnes moved that the Senate adjourn,

Which motion prevailed, Mr. Taylor calling for the yeas and nays, and
the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers Boughner Crocker Doran Fleshiem Garvelink	Mr. Gilbert Holcomb McCormick Miller Milnes	Mr. Morrow Mugford Park Porter Prindle	Mr. Sabin Sharp Smith Stevens Wisner	21
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NAYS.

Mr. Bastone Benson Brown	Mr. Taylor Toan	Mr. Weiss Wheeler	Mr. Wilcox Withington	9
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Lansing, Thursday, March 12, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Mr. Milnes rose to a question of privilege and presented the following protest, with the request that it be spread on the Journal:

WHEREAS, At yesterday's session, upon the passage of the resolution offered by Mr. Crocker to discharge the select committee in the Morse-Fridlender contested election case, and all the subsequent motions in relation thereto, the yeas and nays were demanded by the following Senators, viz: Senators Weiss, Milnes, Taylor, Fleshim, Stevens, Sabin, Toan, Prindle and others; and

WHEREAS, Said demand for the yeas and nays does not appear upon the Journal; and

WHEREAS, At the same session a resolution was offered by Mr. Crocker to discharge the select committee in the Morrow-Horton contest; and

WHEREAS, The yeas and nays were called for and demanded upon the passage of said resolutions and all the supplementary motions relating thereto, by the following senators, viz.: Senators Weiss, Milnes, Taylor, Fleshim, Stevens, Sabin, Toan, Prindle and others; and

WHEREAS, The constitution of this State, article 4, section 10, gives the right of one-fifth of the members elect to demand and have the yeas and nays spread upon the Journal; and

WHEREAS, Senate rule 41 reads: "Upon any question the names of those who voted for or against the same shall be entered upon the Journal if one member require it;"

Therefore, the undersigned most respectfully protest against the suppression of the call for the yeas and nays which were demanded by the above named Senators, from the official Journal of the Senate, and demand and protest that the Journal shall be amended and corrected so as to show that the yeas and nays were demanded and refused.

A. MILNES,
Senator 7th district.

The protest was ordered spread on the Journal.

Mr. Doran moved that the protest do lie on the table,

Which motion prevailed, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Fridlender	Mr. Miller	Mr. Porter	
Boughner	Gilbert	Morrow	Sharp	
Crocker	Holcomb	Mugford	Smith	
Doran	McCormick	Park	Wisner	16

NAYS.

Mr. Bastone	Mr. Milnes	Mr. Taylor	Mr. Wilcox	
Brown	Prindle	Toan	Wilkinson	
Fleshim	Sabin	Weiss	Withington	
Garvelink	Stevens	Wheeler		15

PRESENTATION OF PETITIONS.

No. 204. By Mr. Sabin: Petition of Mr. L. H. Stone and 67 other citizens of Kalamazoo, asking for municipal suffrage for women.

Referred to select committee on elections.

No. 205. By Mr. Toan: Petition of D. L. Jones and 81 others, against the appropriation of any money for the use of cities until railroads, banks, mines, etc., are taxed in proportion to the taxes on farms, houses and lots.

Referred to select committee on taxation.

On motion of Mr. Toan,

The petition was ordered spread on the Journal, as follows:

To the Honorable Senators and Representatives in Legislature assembled:

The butt end of the burden of taxation falls upon the shoulders of the farmers and laborers, and we earnestly protest against the appropriation of a single dollar by your honorable body to cities until all corporations, including railroads, banks and mines are taxed the same as the individual property of farms, houses and lots and the holders of mortgages pay the tax for the equitable interest they possess in the same.

Should any change in our present election law be deemed expedient, we ask consideration of the Australian ballot by your honorable body.

No. 206. By Mr. Wilkinson: Petition of John McNeal and 113 other citizens of Charlevoix county, against the detaching of certain territory from Charlevoix county and attaching the same to Emmet county.

Referred to committee on counties and townships.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Legislature of the State of Michigan:

Your petitioners most respectfully protest against any action being taken to detach from the county of Charlevoix the townships of Resort, Bear Lake and Springvale, or any one of them, as it would in our opinion inaugurate three county seat wars, to the great detriment of the people of Emmet, Charlevoix and Antrim counties. And your petitioners will ever pray.

Dated, Boyne City, Charlevoix Co., March 6, 1891.

No. 207. By Mr. Holcomb: Petition of M. A. McHenry and 58 others asking that certain territory be detached from Burt township and attached to the township of Tuscarora.

Referred to committee on counties and townships.

On motion of Mr. Holcomb,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Legislature of the State of Michigan:

WHEREAS, The township of Tuscarora, county of Cheboygan, State of Michigan, as now organized contains only about two-thirds of a surveyed township of land, of which about eight sections is light sandy plains of small assessable value, and the other one-third is covered by the waters of Burt Lake; and

WHEREAS, The township of Tuscarora has had to build and keep in repair a bridge across the Indian river at a cost of about \$1,500 for the equal use and benefit of the township of Burt, as the citizens of that township have to cross said bridge to get from one part of their town to the other, the township of Burt refusing to help build and keep in repair

because said bridge was situated in the township of Tuscarora, notwithstanding the fact that the highway was only run far enough off of the township line to get a suitable place to bridge said river. Also, the township of Tuscarora has built and kept in repair a bridge across the Sturgeon river at a cost of about \$500. Said bridge is located so that the township line passes over the east end of said bridge. The township of Burt refused to help build or keep in repair said bridge notwithstanding it is the only outlet of the east part of the township of Burt to the railroad station and from one part of said township of Burt to the other; and

WHEREAS, The residents of the township of Burt all reside (except two or three) in township 36 north, ranges 2 and 3 west, and are not interested in the building of highways and bridges to improve and settle up township 35 north, ranges 1 and 2 west; and

WHEREAS, The interest of the township of 35 north, and ranges 1, 2 and 3 west being indented in the building of highways and bridges;

Therefore, we, the undersigned citizens and taxpayers of the township of Tuscarora and township 35 north and ranges 1 and 2 west, respectfully petition your honorable body to detach township 35 north, ranges 1 and 2 west from the township of Burt, Cheboygan county, and State of Michigan, and attach the same to the township of Tuscarora, Cheboygan county, Michigan (being Senate bill No. 244), and we will ever pray.

No. 208. By Mr. Gilbert: Petition of John Donahue and 12 others, asking for the enlargement of school district No. 2, township of Deep River, in the county of Arenac.

Referred to committee on education and public schools.

No. 209. By Mr. Fridlender. Petition of Pack, Woods & Co., H. M. Loud & Sons Lumber Co., and 525 citizens of Au Sable and Oscoda, asking for the passage of House bill No. 33 (file No. 3).

Referred to committee on cities and villages.

Mr. Withington offered the following protest:

WHEREAS, The Journal of the Senate proceedings of March 5, 1891, contains the following record:

"Mr. Porter moved that Senate bill No. 27 (file No. 3), entitled

"A bill to detach the township of Chester, Ottawa county, from the county of Ottawa and attach the same to the county of Muskegon,"

"Be taken from the table,

"Which motion prevailed.

"On motion of Mr. Porter,

"The rules were suspended, two-thirds of the Senators present voting therefor, and the bill was placed on its immediate passage.

"The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

. YEAS.

"Mr. Bastone	Mr. Gilbert	Mr. Morrow	Mr. Sharp
Benson	Holcomb	Mugford	Smith
Beers	McCormick	Porter	Wilcox
Crocker	Miller	Sabin	Wisner
Fridlender			

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NAYS.

"Mr. Garvelink	Mr. Prindle	Mr. Wheeler
"Title agreed to."		

3

AND, WHEREAS, Among the names of Senators voting for the bill and necessary to its passage appears the name of Mr. Fridlender; and

WHEREAS, The undersigned Senators declare that the said Fridlender is not and has not been a member of this Senate, now, therefore, they do hereby protest against the record that the aforesaid bill was passed.

R. R. WILKINSON, 29th District.

J. W. GARVELINK, 10th District.

JOHN H. D. STEVENS, 32d District.

F. L. PRINDLE, 24th District.

R. L. TAYLOR, 16th District.

A. MILNES, 7th District.

WM. TOAN, 19th District.

JOS. M. WEISS, 2d District.

MARDEN SABIN, 8th District.

A. OREN WHEELER, 28th District.

JOSEPH FLESHIEM, 31st District.

W. H. WITHINGTON, 6th District.

MARCUS WILCOX, 12th District.

The protest was ordered spread on the Journal.

Mr. Porter moved that the protest do lie on the table,

Which motion prevailed, Mr. Milnes calling for the yeas and nays and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Fridlender	Mr. Miller	Mr. Porter	
Boughner	Gilbert	Morrow	Sharp	
Crocker	Holcomb	Mugford	Smith	
Doran	McCormick	Park	Wisner	16

NAYS.

Mr. Brown	Mr. Prindle	Mr. Toan	Mr. Wilcox	
Flehiem	Sabin	Weiss	Wilkinson	
Garvelink	Stevens	Wheeler	Withington	
Milnes	Taylor			14

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill, No. 137 (file No. 74), entitled

A bill to authorize the city of Coldwater to erect and maintain an electric light plant, for the use of the city of Coldwater and the inhabitants thereof, and to provide for the issuing of bonds for the payment of the same.

CHAS. B. BOUGHNER, *Chairman.*

Report accepted.

On motion of Mr. Bastone,

Senate bill No. 274 was ordered printed for the use of the committee on education and public schools.

By the committee on railroads:

The committee on railroads to whom was referred

Senate bill No. 74 (file No. 29), entitled

A bill to amend section 31 of act No. 35 of the public acts of 1867, entitled "An act to provide for the formation of Street Railway companies," as amended by act No. 131 of the public acts of 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

.PETER DORAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,
Lansing, March 11, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate joint resolution No. 1 (file No. 1), entitled

A joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salary of the Attorney General.

EDWIN B. WINANS, *Governor.*

The message was received.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES,
Lansing, March 11, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Substitute for Senate bill No. 262, entitled

A bill to incorporate the city of St. Louis, in the county of Gratiot, and to repeal act No. 378 of the local acts of 1887, entitled "An act to re-incorporate the village of St. Louis, in Gratiot county," approved March 4, 1887.

In the passage of which substitute the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT.

Clerk of the House of Representatives.

The question then being upon concurrence in the adoption of the substitute adopted by the House,

On motion of Mr. Prindle,

The substitute was concurred in.

On motion of Mr. Prindle,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill as substituted was placed upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Park	Mr. Toan
Benson	Gilbert	Porter	Weiss
Beers	Holcomb	Prindle	Wheeler
Boughner	McCormick	Sabin	Wilcox
Brown	Miller	Sharp	Wilkinson
Doran	Milnes	Smith	Withington
Fleishiem	Morrow	Stevens	Wisner
Fridlender	Mugford	Taylor	
			31

NAYS.

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Title agreed to.

On motion of Mr. Prindle,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Bastone moved that the Senate go into committee of the whole on the general order;

Which motion did not prevail, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Miller	Mr. Sabin
Benson	Gilbert	Morrow	Sharp
Beers	Holcomb	Mugford	Wisner
Boughner	McCormick	Porter	
			15

NAYS.

Mr. Brown	Mr. Garvelink	Mr. Smith	Mr. Weiss
Crocker	Milnes	Stevens	Wheeler
Fleishiem	Park	Taylor	Wilcox
Fridlender	Prindle	Toan	Wilkinson
			16

Mr. Wisner moved that the Senate go into committee of the whole on the general order,

Whereupon Mr. Milnes proceeded with a discussion.

Mr. Wisner rose to a point of order, his point being that Mr. Milnes was not talking to the question, viz.: The motion that the Senate do go into committee of the whole.

The President declared the point of order as well taken.

The question being on the motion that the Senate go into committee of the whole, the same prevailed, Mr. Milnes calling for the yeas and nays and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Miller	Mr. Porter
Benson	Fridlender	Morrow	Sharp
Beers	Gilbert	Mugford	Smith
Boughner	Holcomb	Park	Wisner
Crocker	McCormick		

18

NAYS.

Mr. Brown	Mr. Prindle	Mr. Toan	Mr. Wilcox
Fleishem	Sabin	Weiss	Wilkinson
Garvelink	Stevens	Wheeler	Withington
Milnes	Taylor		

14

GENERAL ORDER.

The Senate then went into committee of the whole on the general order, whereupon,

The President called Mr. Morrow to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 215 (file No. 77), entitled

A bill to vacate the township of Center, in the county of Lake, and to incorporate its territory within the township of Webber.

Also,

House bill No. 806, entitled

A bill to incorporate the village of Royal Oak, in the county of Oakland, State of Michigan.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration the following:

Senate bill No. 183 (file No. 109), entitled

A bill to regulate the method of designating, marking and recording corners of subdivisions of sections in this State.

Also,

Senate bill No. 312 (file No. 137), entitled

A bill to amend section seven thousand three hundred eighty-eight of the compiled laws of eighteen hundred seventy-one, being section eight thousand nine hundred sixty-five of Howell's annotated statutes, relative to costs in certain cases.

Have directed their chairman to report progress and ask leave to sit again.

JAS. H. MORROW, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Morrow,

The Senate granted leave for a further consideration of the second named bills by the committee of the whole.

On motion of Mr. Weiss,

The Senate adjourned.

Lansing, Friday, March 13, 1891.

The Senate met and was called to order by the President.

Roll called: a quorum present.

Absent without leave: Messrs. Benson, Fleshiem, Milnes, Park, Wheeler and Wisner.

On motion of Mr. Bastone,

All absentees were excused for the day.

PRESENTATION OF PETITIONS.

No. 210. By Mr. Stevens: Petition of William Burgeon and 14 others, residents of Ontonagon county, asking that the counties of Gogebic and Ontonagon be formed into the 32d judicial circuit.

Referred to committee on judiciary.

No. 211. By Mr. Stevens: Petition of Jos. Pecard and 372 other residents of Ontonagon county, same subject.

Same reference.

REPORTS OF STANDING COMMITTEES.

By the committee on counties and townships:

The committee on counties and townships to whom was referred

House bill No. 124 (file No. 100), entitled

A bill to detach certain territory from the township of Readmond, Emmet county, and to attach the same to the township of Cross Village, Emmet county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred

Senate bill No. 215, entitled

A bill to authorize the county of Menominee to join with the proper authorities in the State of Wisconsin to construct and keep in repair a bridge across the Menominee river and to raise money therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in: section 2, line 5, strike out the word "eight" and insert in lieu thereof the word "six," and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Holcomb,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Substitute for Senate bill No. 262, entitled

A bill to incorporate the city of St. Louis in the county of Gratiot, and to repeal act No. 378 of the local acts of 1887, entitled "An act to reincorporate the village of St. Louis in Gratiot county," approved March 4, 1887.

CHAS. B. BOUGHNER, *Chairman.*

Report accepted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 189 (file No. 86), entitled

A bill to amend sections 1 and 2, of act No. 222 of the session laws of 1887, entitled "An act to prevent crime and punish truancy," approved June 22, 1887.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 198 (file No. 92), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Ox Bow lake drain, in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain, and the assessment and collection of taxes therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARTIN CROCKER, *Chairman pro tem.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 197 (file No. 91), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called State road drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARTIN CROCKER, *Chairman pro tem.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 196 (file No. 90), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Bickford lake drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARTIN CROCKER, *Chairman pro tem.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 194 (file No. 88), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called St. Mary's lake drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARTIN CROCKER, *Chairman pro tem.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred House bill No. 96 (file No. 63), entitled

A bill to designate and establish a State road through the township of Monitor, in the county of Bay,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 90 (file No. 62), entitled

A bill to designate and establish a State road in the county of Bay, through the townships of Bangor, Monitor and Williams,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 269 (file No. 146), entitled

A bill to amend section 3, of chapter 1; sections 2 and 3, of chapter 2; section 2, of chapter 4; the twenty-fifth subdivision of section 2 and section 14, of chapter 5; sections 1, 2, 4, 5, 13 and 14, of chapter 6; section 1, of chapter 8; section 1, of chapter 10; section 1, of chapter 12, and section 19, of chapter 13, of act No. 362 of the local acts of 1889, entitled "An act to incorporate the city of Ironwood, in the county of Gogebic," approved April 8, 1889, and to add one new section thereto to stand as section 9 of chapter 2,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Chapter 1, section 3, in line 8 after the word "Metropolitan" insert the word "Iron."

Chapter 2, section 2, in line 5 after the word "one" and before the word "engineer" insert the word "chief." In line 10 strike out the word "stand" and insert in lieu thereof the word "be." In line 10 strike out the words "unless the common council by a two-thirds" and insert in lieu thereof the words "by a majority." In line 11 strike out the words "at said meeting reject said appointment."

Chapter 5, section 14, in line 10 strike out the word "two" and insert in lieu thereof the word "three." In line 16 strike out the words "twenty thousand dollars of which amount shall be used to extend the sewerage system of the city."

Chapter 10, section 1, in line 33 after the word "and" insert the words "upon conviction thereof." In line 35 after the word "imprisonment" insert the words "in the county jail,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 217 (file No. 104), entitled

A bill authorizing and directing the Commissioner of the Land office to remit the appraised improvements on a certain parcel of primary school lands, in the township of Crockery, county of Ottawa, State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass and ask to be discharged from the further consideration of the subject.

ENOCH T. MUGFORD, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 281, entitled

A bill to constitute the president of the village of Newberry ex officio member of the board of supervisors of Luce county, and to fix his compensation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

Mr. Taylor moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 269 (file No. 146), entitled

A bill to amend section 3 of chapter 1, sections 2 and 3 of chapter 2, section 2 of chapter 4, the 25th subdivision of section 2 and section 14 of chapter 5, sections 1, 2, 4, 5, 13 and 14 of chapter 6, section 1 of chapter 8, section 1 of chapter 10, section 1 of chapter 12 and section 19 of chapter 13 of act No. 362 of the local acts of 1889, entitled "An act to incorporate the city of Ironwood in the county of Gogebic," approved April 8, 1889, and to add one new section thereto to stand as section 9 of chapter 2,

Which motion prevailed.

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Stevens
Beers	Garvelink	Porter	Taylor
Boughner	Gilbert	Prindle	Weiss
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Morrow	Smith	Withington 24

NAYS.

0

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, March 12, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 137 (file No. 74), being

An act to authorize the city of Coldwater to erect and maintain an electric light plant for the use of the city of Coldwater and the inhabitants thereof, and to provide for the issuing of bonds for the payment of the same.

EDWIN B. WINANS, *Governor.*

The President also announced the following:

EXECUTIVE OFFICE, }
Lansing, March 12, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 262, being

An act to incorporate the city of St. Louis in the county of Gratiot and to repeal act No. 378 of the local acts of 1887 entitled "An act to re-incorporate the village of St. Louis in Gratiot county," approved March 4, 1887.

EDWIN B. WINANS, *Governor.*

The messages were received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 13, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 202, entitled

A bill to amend sections 4, 5, 8, 33 and 58, of act No. 372 of the laws of 1867, entitled "An act to revise the charter of the city of Flint," approved March 20, 1867, and the acts amendatory thereof.

Also,

House bill No. 804 (file No. 154), entitled

A bill to re-incorporate the village of South Lyon, in the county of Oakland and State of Michigan,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Beers,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Stevens
Beers	Garvelink	Mugford	Taylor
Boughner	Gilbert	Porter	Weiss
Brown	Holcomb	Sabin	Wilcox
Crocker	McCormick	Sharp	Wilkinson
Doran	Miller	Smith	Withington 24

NAYS.

0

Title agreed to.

On motion of Mr. Beers,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 12, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following, entitled House bill No. 329, entitled

A bill to re-incorporate the village of Buchanan, and to repeal all acts and parts of acts inconsistent with the provisions of this act.

Also,

House bill No. 693, entitled

A bill to detach certain lands from the township of Breitung, in the county of Menominee, and to attach the same to the city of Iron Mountain in said county.

Also,

House bill No. 162 (file No. 46), entitled

A bill to re-incorporate the city of Escanaba, in the county of Delta, to add territory thereto, and to repeal all acts and parts of acts in contravention thereof.

Also,

House bill No. 245 (file No. 108), entitled

A bill to provide for the organization, support and maintenance of a free public library of the city of Marquette, to be known as the Peter White Public Library.

Also,

House bill No. 206 (file No. 75), entitled

A bill to amend section one of act number 274 of the local acts of 1875, entitled "An act to incorporate of the village of Hancock," approved March 19, 1875, as amended by act number 441 of the local acts of 1887, entitled 'An act to amend section one of act No. 274 of the local acts of 1875, entitled 'An act to incorporate the village of Hancock, approved March 19, 1875,'" approved April 21, 1887.

Also,

House bill No. 246 (file No. 148), entitled

A bill to authorize the board of water and fire commissioners of the city of Marquette to borrow money and to issue bonds therefor,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Beers,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Smith
Beers	Garvelink	Mugford	Stevens
Boughner	Gilbert	Porter	Taylor
Brown	Holcomb	Prindle	Wilcox
Crocker	McCormick	Sabin	Wilkinson
Doran	Miller	Sharp	Withington 24

NAYS.

0

Title agreed to.

On motion of Mr. Beers,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

The third named bill was read a first and second time by its title and referred to the committee on cities and villages.

The fourth named bill was read a first and second time by its title and referred to the committee on judiciary.

The fifth named bill was read a first and second time by its title and referred to the committee on cities and villages.

The sixth named bill was read a first and second time by its title and referred to the committee on judiciary.

On motion of Mr. Taylor,

The committee on cities and villages was discharged from the further consideration of

House bill No. 804 (file No. 154), entitled

A bill to reincorporate the village of South Lyon, in the county of Oakland and State of Michigan.

On motion of Mr. Boughner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr Stevens
Beers	Gilbert	Porter	Taylor
Boughner	Holcomb	Prindle	Weiss
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Morrow	Smith	Withington
Fridlender			25

NAYS.

0

Title agreed to.

On motion of Mr. Boughner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 13, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 349, entitled

A bill to incorporate the village of East Grand Rapids, in Kent county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Stevens
Beers	Garvelink	Porter	Taylor
Boughner	Gilbert	Prindle	Weiss
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Morrow	Smith	Withington 24

NAYS.

0

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Stevens moved that a respectful message be ordered sent to the House requesting the return of

Senate bill No. 86 (file No. 34), entitled

A bill to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of said village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village,

Which motion prevailed.

THIRD READING OF BILLS.

House bill No. 215 (file No. 77), entitled

A bill to vacate the township of Center, in the county of Lake, and to incorporate its territory within the township of Webber,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Garvelink	Mr. Mugford	Mr. Stevens
Boughner	Gilbert	Porter	Taylor
Brown	Holcomb	Prindle	Weiss
Crocker	McCormick	Sabin	Wilcox
Doran	Miller	Sharp	Wilkinson
Fridlender	Morrow	Smith	Withington 24

NAYS.

0

Title agreed to

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 806, entitled

A bill to incorporate the village of Royal Oak, in the county of Oakland, State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Stevens
Beers	Gilbert	Porter	Taylor
Boughner	Holcomb	Prindle	Weiss
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Morrow	Smith	Withington
Fridlender			25

NAYS.

0

Title agreed to.

On motion of Mr. Boughner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Bastone,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Holcomb to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 36 (file No. 139), entitled

A bill to alter the boundary of and detach certain lands from union school district of the city of Corunna.

Also,

Senate bill No. 74 (file No. 29), entitled

A bill to amend section 31 of act No. 35 of the public acts of 1867, entitled "An act to provide for the formation of street railway companies," as amended by act No. 131 of the public acts of 1889.

Also,

House bill No. 188 (file No. 59), entitled

A bill to amend sections 1 and 4 of act number 305, of the local acts of 1881, entitled "An act to incorporate the village of Harbor Springs in Emmet county," and to add a new section thereto to stand as section 6.

Also,

House bill No. 805, entitled

A bill to reincorporate the village of Orion in the county of Oakland and State of Michigan,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

JAS. E. HOLCOMB, *Chairman*.

Report accepted.

The above named bills were placed on the order of third reading of bills.

On motion of Mr. Garvelink,

The Senate resumed the order of

THIRD READING OF BILLS.

Senate bill No. 36 (file No. 139), entitled

A bill to alter the boundary of and detach certain lands from union school district of the city of Corunna.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Stevens
Beers	Gilbert	Porter	Taylor
Boughner	Holcomb	Prindle	Weiss
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Morrow	Smith	Withington
Fridlender			25

NAYS.

0

Title agreed to

On motion of Mr. Wilcox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 188 (file No. 59), entitled

A bill to amend sections 1 and 4 of act No. 305 of the local acts of 1881, entitled "An act to incorporate the village of Harbor Springs, in Emmet county," and to add a new section thereto to stand as section 6,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Stevens
Beers	Garvelink	Porter	Taylor
Boughner	Gilbert	Prindle	Weiss
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Morrow	Smith	Withington
			24

NAYS.

0

Title agreed to.

On motion of Mr. Sharp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 805, entitled

A bill to reincorporate the village of Orion in the county of Oakland and State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Stevens
Beers	Gilbert	Porter	Taylor
Boughner	Holcomb	Prindle	Weiss
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Smith	Wilkinson
Doran	Morrow	Sharp	Withington
Fridlender			25

NAYS.

0

Title agreed to.

On motion of Mr. Boughner,

By vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Doran moved that 100 extra copies of Senate bill No. 149 (file No. 59), be printed for the use of the committee on judiciary,

Which motion prevailed.

Mr. Doran moved that 100 extra copies of Senate bill No. 144 (file No. 77), and of Senate bill No. 143 (file No. 76), be printed for the use of the select committee on taxation,

Which motion prevailed.

Mr. Doran moved that

Senate bill No. 93 (file No. 36), entitled

A bill to amend sections 1, 2 and 3 of act No. 97 of the session laws of 1889, entitled "An act to provide for an additional circuit judge for the 17th judicial circuit and to define the powers and duties of the judges of said circuit and to provide for the manner of conducting the business of said court," and to add another section thereto to stand as section 7,

Be ordered to take immediate effect,

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Stevens moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 88 (file No. 152), entitled

A bill to authorize the township of Ontonagon, in the county of Ontonagon, to borrow money to be used in building a swing bridge and approaches thereto, in said township, and to issue bonds therefor,

Which motion prevailed.

On motion of Mr. Stevens,

The bill was re-referred to the committee on judiciary.

Mr. Doran moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 131 (file No. 66), entitled

A bill to amend section 9, of act No. 140, of the public acts of 1889, entitled "An act to authorize the formation of corporations for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon," approved June 8, 1890,

Which motion prevailed.

On motion of Mr. Doran,

The bill was re-referred to the committee on judiciary.

Mr. Doran moved that when the Senate adjourn today, it adjourn to Monday next at 9:15 o'clock P. M.

Which motion prevailed.

On motion of Mr. Beers,

The Senate adjourned.

Lansing, Monday, March 16, 1891.

The Senate met and was called to order by the President at 9:15 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Mr. Wilkinson.

On motion of Mr. Milnes,

Mr. Wilkinson was granted leave of absence until tomorrow.

PRESENTATION OF PETITIONS.

No. 212. By Mr. Withington: Memorial of Elisha Poland, late of Company B, 1st Michigan Engineers and Mechanics, asking for the passage of the bill now pending providing for the payment of bounties to soldiers and sailors.

Referred to committee on military affairs.

No. 213. By Mr. Sabin: Resolution of Lansing board of the Capitol Investment, Building and Loan Association, indorsing House bill No. 94 (file No. 40).

Referred to committee on banks and corporations.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 693, entitled

A bill to detach certain lands from the township of Breitung, in the county of Menominee, and to attach the same to the city of Iron Mountain in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fleshier,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Taylor	
Benson	Garvelink	Park	Toan	
Beers	Gilbert	Porter	Weiss	
Boughner	Holcomb	Prindle	Wheeler	
Brown	McCormick	Sabin	Wilcox	
Crocker	Miller	Sharp	Withington	
Doran	Milnes	Smith	Wisner	
Fleshier	Morrow	Stevens		31

NAYS.

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Title agreed to.

On motion of Mr. Fleshiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 13, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 67 (file No. 137), entitled

A bill to amend sections 1 and 2, of act No. 261 of the public acts of 1859, entitled "An act to require railroad corporations within this State to cut and destroy the noxious weeds which grow on the land occupied by them," being sections 2376 and 2377 compiled laws of 1871, and sections 3443 and 3444 of Howell's annotated statutes of Michigan,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 13, 1891. }

To the President of the Senate:

SIR—I am instructed by the House in compliance with the request of the Senate to return to the Senate the following:

Senate bill No. 86 (file No. 34), entitled

A bill to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of said village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The message was received.

On motion of Mr. Stevens,

The bill was referred to the committee on judiciary.

THIRD READING OF BILLS.

Senate bill No. 74 (file No. 29), entitled

A bill to amend section 31 of act No. 35 of the public acts of 1867,

entitled "An act to provide for the formation of street railway companies," as amended by act No. 131 of the public acts of 1889,

Was read a third time and, pending the taking of the vote thereon,

Mr. Morrow moved that the bill be re-referred to the committee of the whole,

Which motion did not prevail.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Porter	Mr. Toan
Benson	Garvelink	Prindle	Weiss
Beers	Gilbert	Sabin	Wheeler
Boughner	McCormick	Sharp	Wilcox
Brown	Miller	Stevens	Withington
Doran	Milnes	Taylor	Wisner
Fleishem	Mugford		
			26

NAYS.

Mr. Morrow	Mr. Park	Mr. Smith	3
Title agreed to.			

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. McCormick to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the have have had under consideration the following: Senate bill No. 136 (file No. 148), entitled

A bill to authorize the county of Ontonagon to borrow money to be used in the payment of outstanding county orders of said county and to issue bonds therefor.

Also,

Senate bill No. 211 (file No. 153), entitled

A bill to incorporate the village of Benzonia in the county of Benzie.

Also,

Senate bill No. 114 (file No. 151), entitled

A bill to detach certain territory from the township of Billings, in the county of Gladwin, State of Michigan, and to organize the township of Bentley, in said county,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

A. C. McCORMICK, *Chairman.*

Report accepted.

The above named bills were placed on the order of third reading of bills.

On motion of Mr. Doran,

The Senate adjourned.

Lansing, Tuesday, March 17, 1891.

The Senate met and was called to order by the President at 10 o'clock A. M.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 214. By Mr. Holcomb: Petition of Samuel Taylor and 10 others, citizens of Cheboygan, asking for the passage of House bill No. 94, relative to building and loan associations.

Referred to committee on banks and corporations.

No. 215. By Mr. Bastone: Remonstrance of the common council of the village of Vassar against the passage of House bill No. 142, relative to the incorporation of said village.

Referred to committee on cities and villages.

No. 216. By Mr. Gilbert: Petition of Lesta L. Becker and 5 others of West Bay City, asking for the passage of the "municipal suffrage bill."

Referred to select committee on elections.

REPORTS OF STANDING COMMITTEES.

By the committee on supplies and expenses:

The committee on supplies and expenses to whom was referred the account of the Americanus Water Co. for \$24,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the account be paid, and ask to be discharged from the further consideration of the subject.

WM. MILLER, *Chairman.*

The report was accepted and adopted and the account ordered paid.

By the committee on state affairs,

The committee on State affairs, to whom was referred Senate bill No. 314, entitled

A bill to amend sections 1, 2 and 4 of act No. 163 of the public acts of 1851 for the State of Michigan, being an act entitled "An act to provide for the letting to contract, furnishing of fuel and stationery for the use of the State, and also the State printing and binding, as amended by act No. 61 of the session laws of 1873," approved April 1, 1873, being compiler's sections 346, 347 and 349 of Howell's annotated statutes, as amended by act No. 203 of the session laws of 1889 of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendments be concurred in:

In section 4 after the word "require" insert the following "and stipulating that in case of the failure of the bidders to perform their contract, such bondsmen shall pay the difference, if any, between the amount of the bid made by the contractor and the price of such goods in open market,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

GEORGE W. SHARP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sharp,

The Senate concurred in the amendment made to the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs to whom was referred

Senate bill No. 171, entitled

A bill to amend sections 3 and 4 of act 206 of the laws of 1881, being paragraph 414 and 415 of chapter 13 of Howell's annotated statutes, relating to a uniform system of accounting in State institutions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEORGE W. SHARP, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs to whom was referred

Senate bill No. 319, entitled

A bill to establish a department of stationery and supplies, for the purpose of supplying the State departments and institutions with such articles from one central head and supervision and to provide for proper inspection of the goods furnished to such department,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. SHARP, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A concurrent resolution by the Legislature of Missouri, viz.:

"WHEREAS, The complaint throughout agricultural sections, based upon economic questions, having become general in the states of the west and southwest, with a view to the advancement of the material interests of the western agricultural and mining states from the Ohio river extending to the Pacific Ocean, said states should act in concert," etc.,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation and ask to be discharged from further consideration of the subject.

GEORGE W. SHARP, *Chairman.*

On motion of Mr. Sharp,

The concurrent resolution was laid on the table.

MESSAGE FROM THE GOVERNOR.

The President announced a communication from the Governor on executive business.

The communication was received.

MOTIONS AND RESOLUTIONS.

Mr. Milnes offered the following resolution:

Resolved, That smoking in the Senate chamber, during sessions of the Senate, is hereby strictly prohibited, and that the President of the Senate is hereby requested to see that this rule be enforced,

Which resolution was adopted.

THIRD READING OF BILLS.

Senate bill No. 136 (file No. 148), entitled

A bill to authorize the county of Ontonagon to borrow money to be used in the payment of outstanding county orders of said county and to issue bonds therefor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Porter	Mr. Toan
Benson	McCormick	Prindle	Weiss
Beers	Miller	Sabin	Wheeler
Boughner	Milnes	Sharp	Wilcox
Crocker	Morrow	Smith	Wilkinson
Doran	Mugford	Stevens	Withington
Fleishem	Park	Taylor	Wisner
Garvelink			

29

NAYS.

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Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

□ Senate bill No. 211 (file No. 153), entitled

— A bill to incorporate the village of Benzonia, in the county of Benzie,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Park	Mr. Toan
Benson	Gilbert	Porter	Weiss
Beers	Holcomb	Prindle	Wheeler
Boughner	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Milnes	Smith	Withington
Fleishem	Morrow	Stevens	Wisner
Fridlender	Mugford	Taylor	

31

NAYS.

0

Title agreed to.

On motion of Mr. Wheeler,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Beers,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Beers to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following: Senate bill No. 140 (file No. 80), entitled

A bill to require the purchase of farm and dairy products which are necessary for the use of the several penal, charitable and industrial institutions of the State from the farm and dairy products raised and produced in the State,

Have directed their chairman to report the same back to the Senate, with the recommendation that all after the enacting clause be stricken out.

JNO. S. BEERS, *Chairman*.

Report accepted.

On motion of Mr. Beers,

The Senate concurred in the recommendation of the committee regarding the above named bill.

On motion of Mr. Doran,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

2 o'clock P. M..

The Senate met and was called to order by the President.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 245 (file No. 108), entitled

A bill to incorporate the Peter White public library of the city of Marquette,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 131 (file No. 66), entitled

A bill to amend section 6 of act No. 140, of the public acts of 1889.

entitled "An act to authorize the formation of corporations for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon," approved June 8, 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in,

By inserting the following enacting clause:

"SECTION 1. *The People of the State of Michigan enact*, That section 9 of act No. 140, of the public acts of 1889, entitled, 'An act to authorize the formation of corporations, for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon,' approved June 8, 1889, be amended to read as follows,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Doran,

The Senate concurred in the amendment made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 67 (file No. 137), entitled

A bill to amend sections 1 and 2, of act No. 261, of the public acts of 1859, entitled "An act to require railroad corporations within this State to cut and destroy the noxious weeds which grow on the land occupied by them, being sections 2376 and 2377 compiled laws of 1871, and sections 3443 and 3444 of Howell's annotated statutes of Michigan,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 246 (file No. 148), entitled

A bill to authorize the board of water and fire commissioners of the city of Marquette to borrow money and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fleischem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Taylor	
Benson	Garvelink	Park	Toan	
Beers	Gilbert	Porter	Weiss	
Boughner	Holcomb	Prindle	Wheeler	
Brown	McCormick	Sabin	Wilcox	
Crocker	Miller	Sharp	Wilkinson	
Doran	Milnes	Smith	Withington	
Fleishem	Morrow	Stevens	Wigner	32

NAYS.

0

Title agreed to.

On motion of Mr. Fleishem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By committee on institution for the deaf and dumb:

The committee on institution for the deaf and dumb to whom was referred

House bill No. 154 (file No. 43), entitled

A bill making appropriations for the Michigan School for the Deaf for the years 1891 and 1892,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARCUS WILCOX, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 17, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 413, entitled

A bill to incorporate the city of North Muskegon, in Muskegon county, and to detach certain territory from Muskegon township in said county and attach the same to said city and to repeal act No. 359 of the local acts of 1881, entitled "An act to incorporate the village of North Muskegon,"

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT.

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Taylor
Benson	Garvelink	Park	Toan
Beers	Gilbert	Porter	Weiss
Boughner	Holcomb	Prindle	Wheeler
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Milnes	Smith	Withington
Fleishem	Morrow	Stevens	Wisner 32

NAYS.

0

Title agreed to.

On motion of Mr. Porter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 17, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 615 (file No. 160), entitled

A bill to amend section 4 of an act entitled "An act to provide for the incorporations of associations for the purpose of establishing and sustaining churches and religious societies and Sabbath schools," approved May 10, 1883,

Also,

House bill No. 339 (file No. 180), entitled

A bill to authorize the electors of the township of Norway, in the county of Menominee, in the State of Michigan, at the annual township meeting to be held on the first Monday of April, 1891, to raise by tax on the taxable property of said township certain money for the payment of certain township orders issued September 8, 1886, to John Perkins, together with the interest thereon.

Also,

House bill No. 265 (file No. 158), entitled

A bill to authorize and empower the township of Springfield, in Kalkaska county, Michigan, to expend not to exceed \$8,000 raised by taxation within the limits of township 25 north, range 6 west, in said county, within that part of the organized township of Springfield known as township 25 north, of range 8 west.

Also,

House bill No. 402 (file No. 175), entitled,

A bill to amend sections 22 and 27 of act No. 395 of the local acts of 1889, approved March 19, 1889, entitled "An act to revise and amend act No. 522

of the local acts of 1887," being an act entitled "An act to incorporate the public schools of the city of Muskegon," approved June 18, 1887.

Also,

House bill No. 813 (file No. 184), entitled

A bill to authorize the township of Eagle, Clinton county, to borrow six thousand dollars or less to build two bridges, one across Grand river on section line between sections 29 and 30, and one across the Lookingglass river on section line between sections 13 and 14,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on religious and benevolent societies.

The second named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Fleshier,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Taylor
Benson	Garvelink	Park	Toan
Beers	Gilbert	Porter	Weiss
Boughner	Holcomb	Prindle	Wheeler
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Milnes	Smith	Withington
Fleshier	Morrow	Stevens	Wisner

32

NAYS.

0

Title agreed to.

On motion of Mr. Fleshier,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The third named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The fourth named bill was read a first and second time by its title, and referred to the committee on public schools.

The fifth named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Toan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Taylor
Benson	Garvelink	Park	Toan
Beers	Gilbert	Porter	Weiss
Boughner	Holcomb	Prindle	Wheeler
Brown	McCormick	Sabin	Wilkinson
Crocker	Miller	Sharp	Withington
Doran	Milnes	Smith	Wisner
Fleishem	Morrow	Stevens	
			31

NAYS.

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Title agreed to.

On motion of Mr. Toan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 17, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 172 (file No. 162), entitled

A bill to prevent fast riding or driving across the bridges in the Bay county bridge district.

Also,

House bill No. 456 (file No. 163), entitled

A bill to provide for the laying out and establishing a State road in Bay county to be known as the Bangor State road.

Also,

House bill No. 959 (file No. 172), entitled

A bill to amend section 10 of act No. 230 of the public acts of 1889, being an act to amend chapter 7 of act No. 243 of the public acts of the year 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highway and private roads, and the building, repairing and preservation of bridges within the State," and acts amendatory thereof.

Also,

House bill No. 524 (file No. 151), entitled

A bill to provide for the protection of cemeteries and private burial grounds, and providing a penalty for willful and malicious trespass therein,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The third named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The fourth named bill was read a first and second time by its title, and referred to the committee on judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 17, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:
Senate bill No. 269 (file No. 146), entitled

A bill to amend section 8 of chapter 1, sections 2 and 3 of chapter 2, section 2 of chapter 4, the 25th subdivision of section 2 and section 14 of chapter 5, sections 1, 2, 4, 5, 13 and 14 of chapter 6, section 1 of chapter 8, section 1 of chapter 10, section 1 of chapter 12 and section 19 of chapter 13 of act No. 362 of the local acts of 1889, entitled "An act to incorporate the city of Ironwood in the county of Gogebic," approved April 8, 1889, and to add one new section thereto to stand as section 9 of chapter 2,

In the passage of which bill the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 17, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 423, (file No. 182), entitled

A bill to amend section 7 of chapter 201, being compiler's section 6403 of the compiled laws of 1871, and being compiler's section 7992 of Howell's annotated statutes, relative to attachment.

Also,

House bill No. 422 (file No. 181), entitled

A bill to amend section 25 of chapter 178 being compiler's section 5273 of the compiled laws of 1871 and being compiler's section 6838 of Howell's annotated statutes relative to attachment.

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

On motion of Mr. Sharp,

The committee of the whole was discharged from the further consideration of

Senate bill No. 281, entitled

A bill to constitute the president of the village of Newberry an ex officio member of the board of supervisors of Luce county, and to fix his compensation.

On motion of Mr. Sharp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Porter	Mr. Toan
Benson	Gilbert	Prindle	Weiss
Beers	McCormick	Sabin	Wheeler
Boughner	Miller	Sharp	Wilcox
Crocker	Milnes	Smith	Wilkinson
Doran	Morrow	Stevens	Withington
Fleishiem	Mugford	Taylor	Wisner
Fridlender	Park		
			30

NAYS.

0

Title agreed to.

On motion of Mr. Sharp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Smith offered the following memorial to St. Patrick:

THE DAY WE CELEBRATE.

(Dedicated to the First Senatorial District.)

Once on a time, 'twas long ago,
 When earth was filled with strife and woe,
 When superstition covered all
 That seagirt island like a pall;
 An angel blest, in human form,
 Through forest drear and ocean's storm
 Saw an emerald island lying there
 Of all old ocean's gems most rare,
 And peopled with a noble race
 Who knew naught of the Prince of Peace.
 His heart was filled with holy zeal,
 That he might all their sorrows heal;
 His soul was filled with heavenly fire
 To lift them from the bogs and mire
 Of pagan rites and altars red
 With human blood. To them he sped.
 He left his pleasant, cloistered cell;
 He left the friends he loved so well;
 He traversed land, he sailed the sea,
 This island's people to make free.
 These simple folk the debt to pay
 Each year keep green St. Patrick's day.

Mr. Smith moved that the memorial be spread on the Journal, prefacing the motion with remarks as follows:

Mr. President, there is especial propriety this day in having these verses spread on the Journal. They are dedicated to my constituents.

The district I have the honor to represent is eminently American, because it is truly cosmopolitan. Among its foremost citizens are Americans to the manor born. It affords a home to the sturdy sons of Germany. It is proud of its members of the Norman race. It reckons among its best representatives the persecuted sons of Poland. And all these are true types of good, American citizens.

But my district also has the good fortune to have among its foremost and best representatives sons of the Emerald Isle, who, because of their devotion to their adopted country, love their native land the more. And in their name I move that the verses be ordered spread on the Journal;

Which motion prevailed.

On motion of Mr. Sharp,

The committee of the whole was discharged from the further consideration of

House bill No. 124 (file No. 100), entitled

A bill to detach certain territory from the township of Readmond, Emmet county, and to attach the same to the township of Cross Village, Emmet county.

On motion of Mr. Sharp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fridlender	Mr. Morrow	Mr. Sharp
Beers	Garvelink	Mugford	Smith
Boughner	Gilbert	Park	Toan
Crocker	McCormick	Porter	Withington
Doran	Miller	Prindle	Wisner
Fleshier			

21

NAYS.

Mr. Milnes,	Mr. Sabin	Mr. Stevens	Mr. Wheeler	4
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On motion of Mr. Gilbert,

The committee of the whole was discharged from the further consideration of.

House bill No. 90 (file No. 62), entitled

A bill to designate and establish a State road in the county of Bay, through the townships of Bangor, Monitor and Williams.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Park	Mr. Taylor
Benson	Holcomb	Porter	Toan
Beers	McCormick	Prindle	Weiss
Crocker	Miller	Sabin	Wheeler
Doran	Milnes	Sharp	Wilcox
Fleishiem	Morrow	Smith	Withington
Fridlender	Mugford	Stevens	Wisner
Garvelink			

29

NAYS.

Mr. Boughner	1
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Title agreed to.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Wheeler offered the following resolution:

WHEREAS, The 17th day of March in each year is recognized and held by a great number of our citizens as a holiday in honor of one of Ireland's great patron saints; therefore

Resolved, That the Senate do now adjourn that we may do proper honor to Saint Patrick, a saint whom not only Ireland and her sons delight to honor, but all the civilized world,

Which resolution was adopted, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Milnes	Mr. Smith	Mr. Weiss
Doran	Morrow	Stevens	Wheeler
Fridlender	Mugford	Taylor	Wilcox
Holcomb	Sabin	Toan	Wisner
McCormick			

17

NAYS.

Mr. Bastone	Mr. Fleishiem	Mr. Porter	Mr. Withington
Boughner	Garvelink	Sharp	7

The Senate thereupon adjourned.

Lansing, Wednesday, March 18, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 217. By Mr. Wilkinson: Petition of F. P. Gallagher and 53 others, citizens of Manitou county, remonstrating against a detachment of the Manitou Islands from Manitou county.

Referred to the committee on counties and townships.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives of the State of Michigan, in Legislature assembled:

WHEREAS, We, the undersigned, citizens and freeholders of Manitou county and State of Michigan, respectfully represent that we have learned that a petition has been laid before your honorable body praying to detach the North and South Manitou Islands from Manitou county and attach the same to Leelanau county.

We, therefore, your petitioners, respectfully but earnestly remonstrate against the passage of Senate bill No. 76, and earnestly pray your honorable body that the bill do not pass, for the following reasons:

1. That our county is very small as it is and by taking those two islands away from us would be reducing our assessed valuation one-third; the aggregate valuation of the county is only a little over \$79,000.

2. Our county is in debt and we do not want any separation until the debt is paid.

Dated at St. James, Feb. 28, 1891.

No. 218. By Mr. Wilkinson: Petition of Wm. E. Clark and 56 others, residents of Springfield township, Kalkaska county, relative to release of a highway fund accumulated in the treasury of said township.

Referred to the committee on counties and townships.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives of the State of Michigan:

Your petitioners respectfully represent:

1. That they reside in Springfield township, in the county of Kalkaska, Michigan.

2. That township 25 north, of range 6 west, and township 25 north, of range 8 west, while surveyed as separate townships, are organized as the township of Springfield.

3. That township 25 north, range 6 west aforesaid, is uninhabited; has no actual settlers, and is worthless for agricultural purposes. Most of its lands are sandy, covered with scrubby, worthless jack-pine timber, and its other lands are pine stump lands from which nearly all valuable timber has been cut.

4. There are no public highways in said township 25 north, range 6 west, except one, which is in a good condition for travel, and can be so kept at small expense.

5. The said township 25 north, range 8 west is the inhabited portion of said organized township of Springfield, and has a population of several hundred people who use its highways, besides there is a large transient travel at all times of the year, across and over the highways of this township by lumbermen located along the Manistee river, engaged in lumbering operations.

6. There has been raised by taxation upon the lands and property of said township 25 north, range 6 west, a highway fund of \$8,000, which has accumulated during several years last past, and is now in the treasury of said township of Springfield.

7. This fund so accumulated cannot be used for highway purposes within the surveyed limits of said township 25 north of range 6 west, because of no pending nor future necessity for its use there; and by reason of the poor condition of the highways in said township 25 north, range 8 west, said money is needed for immediate use within the limits of such township.

8. Therefore your petitioners pray that the bill for the relief of our people, now pending before you may pass.

No. 219. By Mr. Wisner: Protest of Wm. Hayden and others against the passage of the "fish shute bill," being Senate bill No. 163.

Referred to committee on fisheries.

No. 220. By Mr. Withington: Petition of Mrs. W. H. Withington and 24 other ladies, pointing out certain defects in laws for protection of women and children.

Referred to committee on judiciary.

On motion of Mr. Withington,

The petition was ordered spread on the Journal, as follows:

To the Legislature of the State of Michigan:

Your petitioners, women of the State of Michigan, believing that there is insufficient legal protection for women and children against criminal assault, ask the Legislature to pass more stringent laws to this end.

Your petitioners desire to point out to your honorable body, certain defects in the existing laws, whereby they are rendered practically inoperative:

First, The large discretion of the judge as to the length of sentence, results in turning loose upon the community after a term of two or three years' imprisonment, criminals who are a perpetual menace to the safety of innocent children and feeble women;

Second, The action of the board of pardons may nullify the efforts of a judge who, by imposing a long sentence, seeks to afford protection to such persons.

THEREFORE, Your petitioners ask your honorable body that a law be passed placing the crime of rape outside the operation of the pardoning power.

Further, that the discretion of the judge be so restricted that no sentence for this crime shall be less than ten years.

No. 221. By Mr. Withington: Petition of the Woman's Relief Corps, Department of Michigan, asking an appropriation of \$50,000 in aid of the G. A. R. national encampment at Detroit.

Referred to committee on military affairs.

On motion of Mr. Withington,

The petition was ordered spread on the Journal, as follows:

To the Honorable Senate and House of Representatives of the Legislature of Michigan:

GREETING: The eighth annual convention of the Department of Michigan Woman's Relief Corps, auxiliary to the Grand Army of the Republic, in session at Muskegon this 12th day of March 1891, most respectfully pray your honorable body to pass the bill now in your hands, making an appropriation of \$50,000 to aid in the preparations of entertainment for the guests of the veteran soldiers of the Grand Army of the Republic, who have been invited to celebrate their quarto centennial in national encampment in August next at Detroit, the national convention of the Woman's Relief Corps, representing 120,000 loyal women of our nation, being held at the same time and place.

As an auxiliary of the Grand Army of the Republic, having for our mission the caring for the sick and needy of the families of the noble heroes of the union army and representing many thousands of the loyal women of Michigan, we desire to urge you to this action and beg leave to express our earnest hope that the men who have done so much to make it possible to enjoy the blessings of the prosperity of the republic, may be enabled to make their 25th encampment one of the most memorable in the history of the Grand Army of the Republic, thereby shedding the luster of still greater honor and glory upon our commonwealth of which we are all justly proud.

Respectfully submitted

ABBIE R. FLAGG, *Dept. President.*

HATTIE H. WILLARD, *Dept. Secretary.*

No. 222. By Mr. Wisner: Petition of Mrs. Wm. A. Moore, president of the Home for the Friendless, and 17 other ladies of the city of Detroit; of Mrs. Mary Thompson, president of the Thompson Home, and 16 other ladies of the city of Detroit; of the trustees of the Women's Christian Association, the board of managers of the Protestant Orphan Asylum; of the lady managers of Grace Hospital, of the city of Detroit; of Mrs. James B. Angel and 25 other ladies of the city of Ann Arbor; of 50 ladies of the city of Alpena; of Mrs. Peter White and 10 other ladies of the city of Marquette; of Mrs. Catharine Wisner and 11 other ladies of the city of Saginaw, in favor of a bill for the protection of women and children against criminal assault.

Referred to committee on judiciary.

No. 223. By Mr. Wisner: Petition of Mrs. McGraw and 25 other ladies of the Protestant Orphan Asylum; 25 ladies of the Open Door Society; 10 lady managers of the Women's hospital; 20 ladies of the Women's club of the city of Detroit; of Mrs. Chas. Stewart Draper and 25 ladies of the city of Saginaw; 25 ladies of the city of Alpena; 50 ladies of the city of Ann Arbor, for the better protection of women and children against criminal assault.

Referred to committee on judiciary.

No. 224. By Mr. Wheeler: Petition of S. W. Fowler and 29 other residents of Manistee, asking for the passage of the "municipal suffrage bill."

Referred to select committee on elections.

No. 225. By Mr. Wheeler: Petition of Thomas Leamans and 119 others of Bear Lake, Manistee county, same subject.

Same reference.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 86 (file No. 34), entitled

A bill to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of said village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 269 (file 146), entitled

A bill to amend section 3 of chapter 1, sections 2 and 3 of chapter 2, section 2 of chapter 4, the 25th subdivision of section 2 and section 14 of chapter 5; sections 1, 2, 4, 5, 13 and 14 of chapter 6; section 1 of chapter 8, section 1 of chapter 10, section 1 of chapter 12 and section 19 of chapter 13 of act No. 362 of the local acts of 1889, entitled "An act to incorporate the city of Ironwood in the county of Gogebic," approved April 8, 1889, and to add one new section thereto, to stand as section 9 of chapter 2.

CHAS. B. BOUGHNER, *Chairman*.

Report accepted.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

Senate bill No. 213, entitled

A bill to amend sections 4, 5, 6, 9, 11, 12, 15, 37, 39, 45, 48, 61, 62, 64, 83, 92, 100, 103, 110, and to repeal sections 44, 63 and 70 of act No. 219 of the session laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21, 1873, and all acts and parts of acts amendatory of said sections, and to add thereto two new sections to stand as sections 114 and 115,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Toan	
Benson	Garvelink	Porter	Weiss	
Beers	Gilbert	Prindle	Wheeler	
Boughner	McCormick	Sabin	Wilcox	
Brown	Miller	Sharp	Wilkinson	
Crocker	Milnes	Smith	Withington	
Doran	Morrow	Stevens	Wisner	
Fleishiem	Mugford	Taylor		31

NAYS.

0

Title agreed to

On motion of Mr. Toan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 162 (file No. 46), entitled

A bill to reincorporate the city of Escanaba, in the county of Delta, to add territory thereto, and to repeal all acts and parts of acts in contravention thereof,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Add to section 18 of chapter 26 after the word "payable" in the 8th line of said section, the words "the bonded indebtedness of the city shall not at any one time exceed the sum of one hundred thousand dollars, and no bonds shall be floated at less than the par value thereof,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sharp,

The Senate concurred in the amendments made to the bill by committee.

On motion of Mr. Sharp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Porter	Mr. Toan	
Beers	Gilbert	Prindle	Weiss	
Boughner	McCormick	Sabin	Wheeler	
Brown	Miller	Sharp	Wilcox	
Crocker	Milnes	Smith	Wilkinson	
Doran	Morrow	Stevens	Withington	
Fleishiem	Mugford	Taylor	Wisner	
Fridlender	Park			30

NAYS.

0

Title agreed to.

On motion of Mr. Sharp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Gilbert,

The committee of the whole was discharged from the further consideration of

House bill No. 96 (file No. 63), entitled.

A bill to designate and establish a State road through the township of Monitor, in the county of Bay.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all its Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr Garvelink	Mr. Porter	Mr. Toan
Benson	Gilbert	Prindle	Weiss
Boughner	McCormick	Sabin	Wheeler
Brown	Miller	Sharp	Wilcox
Crocker	Milnes	Smith	Wilkinson
Doran	Morrow	Stevens	Withington
Fleshiern	Mugford	Taylor	Wisner
Fridlender	Park		
			30

NAYS.

0

Title agreed to.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 17, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 260 (file No. 173), entitled

A bill to amend section 8, of chapter 3, of act No. 243, of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881, the same being compiler's section 1346, Howell's annotated statutes.

Also,

House bill No. 582 (file No. 168), entitled

A bill making appropriations for the State Industrial Home for Girls, for the years 1891 and 1892.

Also,

House bill No. 624 (file No. 191), entitled

A bill to attach certain lands in the township of Hancock, in Houghton county, to school district number 1 of said township.

Also,

House bill No. 696 (file No. 189), entitled

A bill to incorporate the village of Fruitport, in the county of Muskegon.

Also,

House bill No. 606 (file No. 193), entitled

A bill to organize the township of Sullivan, in the county of Muskegon.

Also,

House bill No. 607 (file No. 194), entitled

A bill to detach certain territory from the township of Manistique, in the county of Schoolcraft, and to organize the same into a separate township, to be known as the township of Doyle.

Also,

House bill No. 406 (file No. 195), entitled

A bill to amend section 11 of act No. 152 of the session laws of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan," approved June 5, 1885, being compiler's section No. 1984 k of Howell's annotated statutes of Michigan,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title and referred to the committee on Industrial Home for Girls.

The third named bill was read a first and second time by its title and referred to the committee on education and public schools.

The fourth named bill was read a first and second time by its title and, pending its reference,

On motion of Mr. Porter,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Toan
Benson	Garvelink	Porter	Weiss
Boughner	Gilbert	Prindle	Wheeler
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Smith	Wilkinson
Doran	Milnes	Stevens	Withington
Fleshien	Morrow	Taylor	Wisner

28

NAYS.

0

Title agreed to.

On motion of Mr. Porter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The fifth named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Porter,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Toan	
Benson	Garvelink	Porter	Weiss	
Beers	Gilbert	Prindle	Wheeler	
Boughner	McCormick	Sabin	Wilcox	
Brown	Miller	Sharp	Wilkinson	
Crocker	Milnes	Smith	Withington	
Doran	Morrow	Stevens	Wisner	
Fleishem	Mugford	Taylor		31

NAYS.

0

Title agreed to.

On motion of Mr. Porter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The sixth named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The seventh named bill was read a first and second time by its title, and referred to the committee on military affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 17, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 60 (file No. 102), entitled

A bill to amend section 19 of chapter 3, of act No. 164 of the session laws of 1881, being section 5071 of Howell's annotated statutes, and section 3 of chapter 10, of act No. 164, of the session laws of 1881, being section 5134 of Howell's annotated statutes relative to revising and consolidating the laws in relation to public instruction and primary schools,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 17, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, The executive committee of the 25th national encampment of the G. A. R. have expressed a desire to be heard upon the question of an appropriation for the encampment, and have appointed for that purpose Thursday evening March 19, and

WHEREAS, The said executive committee has invited the following named gentlemen to be present on that occasion and address the joint committees of the Senate and House, viz: Gen. R. A. Alger, Hon. Don M. Dickinson, Hon. William C. Mabury, Maj. Levi T. Griffin, Col. Henry M. Duffield of Detroit; Hon. E. F. Uhl, Hon. Melbourne H. Ford, Hon. T. J. O'Brien, of Grand Rapids; Hon. Thomas Mars, Berrien Center; Hon. C. S. Hampton, Petoskey; Hon. Cyrus G. Luce, Coldwater; Mr. Joseph Greusel, Lansing; S. W. Burroughs, Detroit; Hon. Eugene Prindle, Hon. Austin, Blair, Jackson; Hon. Byron G. Stout, Pontiac; Hon. Timothy Nester, Marquette; therefore

Resolved (the Senate concurring), That the committees on finance and appropriations of the Senate, and of ways and means of the House, will meet the executive committee of the 25th national encampment G. A. R., on Thursday evening, March 19, and that the Hall of Representatives be assigned them for the hearing on that evening,

Which has been adopted by the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

The resolution was adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 18, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 430, entitled

. A bill to revise and amend the charter of the city of Ishpeming.

Also,

House bill No. 247 (file No. 89), entitled

A bill to revise the charter of the city of Negaunee, in Marquette county, being amendatory of an act entitled "An act to incorporate the city of Negaunee, in Marquette county," approved April 11, 1873, and the acts amendatory thereof,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Sharp,

House bill No. 124 (file No. 100), entitled

A bill to detach certain territory from the township of Readmond, Emmet county, and to attach the same to the township of Cross Village, Emmet county,

Be ordered to take immediate effect.

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Bastone offered the following resolution:

Resolved, That a special committee of five be appointed by the President to investigate, examine and report to the Senate what proportion of the time of the students of the Agricultural College is devoted to the study of practical agriculture; whether any students have in recent years been graduated from said college without having devoted the time prescribed in the course of study to the practice and study of farm work, and whether the preponderance given to studies other than agriculture is not such as to conflict with the organic law under which the Agricultural College was founded;

Which resolution was adopted.

Mr. Gilbert offered the following resolution:

Resolved, That the Sergeant-at-arms, be instructed to discontinue the supply of mineral water for the use of the Senate after this date;

Which resolution was not adopted, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Miller	Mr. Park
Beers	Gilbert	Morrow	Porter
Boughner	Holcomb	Mugford	Wilcox
Crocker	McCormick		
			14

NAYS.

Mr. Benson	Mr. Milnes	Mr. Stevens	Mr. Wheeler
Brown	Prindle	Taylor	Wilkinson
Doran	Sabin	Toan	Withington
Fleishem	Smith	Weiss	Wisner
			16

By unanimous consent,

The committee on judiciary made the following report:

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 88 (file No. 152), entitled

A bill to authorize the township of Ontonagon, in the county of Ontonagon, to borrow money to be used in building a swing bridge and approaches thereto in said township and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

On motion of Mr. Toan,
Senate bill No. 252, entitled

A bill to regulate the practice and business of embalming the dead bodies of human beings,

Was taken from the table.

On motion of Mr. Toan,

The bill was referred to the committee on public health.

Mr. Smith moved that the Senate take a recess until 2 o'clock, P. M.,
Which motion prevailed.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on public health:

The committee on public health, to whom was referred

House bill No. 642 (file No. 142), entitled

A bill to prevent the spread of dangerous communicable diseases, by providing for the punishment of willful offenders,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass and ask to be discharged from the further consideration of the subject.

MARCUS WILCOX, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health to whom was referred

House bill No. 21 (file No. 48), entitled

A bill to prohibit the use of oleomargarine, butterine, or any other substitute for butter in any of the public institutions of this State and to provide the punishment therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

MARCUS WILCOX, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on insurance:

The committee on insurance to whom was referred

Senate bill No. 331, entitled

A bill to regulate certain foreign, secret or fraternal life insurance associations or corporations,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

FRANK SMITH, *Chairman*.

The report was accepted and the bill was ordered printed for the use of the committee.

By the committee on insurance,

The committee on insurance to whom was referred

Senate bill No. 152, entitled

A bill to amend chapter 133 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," as heretofore amended, be and the same is hereby amended, by adding thereto three new sections to be known as sections 4309, 4310 and 4311,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

FRANK SMITH, *Chairman*.

The report was accepted and the bill was ordered printed for the use of the committee.

By the committee on insurance:

The committee on insurance to whom was referred so much of Gov. Winans' message relative to the following:

"We have an Insurance Policy Commissioner; who, with the Commissioner of Insurance and the Attorney General, form a commission to provide a standard form of insurance policy. I suggest the discontinuance of this commission and that the Commissioner of Insurance be required to perform its duties,"

Respectfully report that they have had the same under consideration, and are of the opinion that the office of Insurance Policy Commissioner should be abolished.

FRANK SMITH, *Chairman*.

Report accepted.

By the committee on insurance:

The committee on insurance to whom was referred

Senate bill No. 119, (file No. 58) entitled

A bill to amend an act entitled "An act to provide for the incorporation of mutual fire insurance companies and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94, of the session laws of 1871, approved April 12, 1871," approved April 15, 1873, by adding a new section thereto to stand as section 23,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on insurance:

The committee on insurance to whom was referred
Senate bill No. 153, entitled

A bill to amend section 28 of chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relative to life insurance companies transacting business within this State,"

Respectfully report that they have had the same under consideration, and have directed me to ask that the bill be printed for the use of the committee.

FRANK SMITH, *Chairman.*

The report was accepted and the bill was ordered printed for the use of the committee.

By unanimous consent,

Mr. Milnes presented the following petition:

No. 226. By Mr. Milnes: Resolutions of Butler Grange, No. 88, South Butler, Michigan, relative to the passage of a law now pending for the taxing of mortgage deeds of trust.

Referred to select committee on taxation.

On motion of Mr. Milnes,

The resolutions were ordered spread on the Journal, as follows:

South Butler, Mich., March 14, 1891.

Hon. A. Milnes, Lansing, Mich.:

DEAR SIR—The following resolutions were adopted by Butler Grange No. 88, March 3, 1891:

WHEREAS. The grange has always advocated an equitable and just taxation, and

WHEREAS. A bill "To provide that a deed of trust, contract, mortgage or other obligation by which a debt is secured, shall be treated for the purpose of assessment of taxation as an interest in the property thereby," introduced in the Senate, Feb. 4, 1891 by Senator Milnes, which meets our approval; therefore, be it

Resolved, That we ask the members of our Legislature to pass said bill;

Resolved, That we send a copy of these resolutions to our Senator and Representative from this district to be presented before the Legislature at the proper time.

Done for and in behalf of Butler Grange No. 88.

M. L. EVENS, *Secretary,*
South Butler, Michigan.

By unanimous consent,

Mr. Wilkinson presented the following petition:

No. 227. By Mr. Wilkinson: Resolutions of the Traverse City board of the Michigan Savings and Loan Association of Detroit, relative to a pending amendment of act No. 50 of the public acts of 1887.

Referred to committee on banks and corporations.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

Traverse City, Mich., Feb. 26, 1891.

At a special meeting of the Traverse City local board of the Michigan Savings and Loan Association, located at Detroit, Mich., the following resolutions were passed:

Resolved, That we heartily indorse House bill No. 94 of the session of

1891, amending act 50 of the public acts of 1887, and earnestly request our Senator and Representative to work and vote for its passage;

Further, That the secretary notify the Senator and Representative from this district of this action.

[Signed]

CHARLES J. KNEELAND, *President*.

JOHN T. BEADLE, *Vice President*.

W. L. HAMMOND, *Treasurer*.

WM. J. HOBBS, *Secretary*.

LORIN ROBERTS, *Local Attorney*.

WM. LOUDAN,

D. E. CARTER,

H. D. CAMPBELL,

} *Board of Appraisers.*

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 18, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 84 (file No. 88), entitled

A bill to provide for the continuance of the recompilation and copying of the records in the office of the Adjutant General pertaining to the enlistment, muster, history and final disposition of the soldiers from this State during the war of the rebellion, and to make an appropriation therefor,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on military affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 18, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Senate bill No. 281, entitled

A bill to constitute the president of the village of Newberry ex officio member of the board of supervisors of Luce county, and to fix his compensation,

In the passage of which, Senate bill No. 281, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 18, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 635, entitled

A bill to amend section 3 of act No. 380 of the local acts of 1889, being an act entitled "An act to revise and amend an act entitled 'An act to organize the union school district of the city of Alpena,' approved April 4, 1873, and the act amendatory thereof," approved April 25, 1889.

Also,

House bill No. 271 (file No. 187), entitled

A bill to incorporate the village of Gaston, in the county of Wexford.

Also,

House bill No. 200 (file No. 202), entitled

A bill to incorporate the village of Benzonia, in the county of Benzie.

Also,

House bill No. 269 (file No. 200), entitled

A bill to incorporate the village of Eau Claire, in the county of Berrien.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and pending its reference,

On motion of Mr. Fridlender,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Toan	
Benson	Garvelink	Porter	Weiss	
Beers	Gilbert	Prindle	Wheeler	
Boughner	Holcomb	Sabin	Wilcox	
Brown	McCormick	Sharp	Wilkinson	
Crocker	Miller	Smith	Withington	
Doran	Milnes	Stevens	Wisner	
Fleishem	Morrow			30

NAYS.

0

Title agreed to.

On motion of Mr. Fridlender,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Wheeler,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Toan
Benson	Gilbert	Porter	Weiss
Beers	Holcomb	Sabin	Wheeler
Boughner	McCormick	Sharp	Wilcox
Crocker	Miller	Smith	Wilkinson
Doran	Milnes	Stevens	Withington
Fleishiem	Morrow	Taylor	Wisner
Fridlender			

29

NAYS.

0

Title agreed to.

On motion of Mr. Wheeler,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The third named bill was read a first and second time by its title and referred to the committee on cities and villages.

The fourth named bill was read a first and second time by its title, and pending its reference.

On motion of Mr. Beers,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Toan
Benson	Garvelink	Porter	Weiss
Beers,	Gilbert	Prindle	Wheeler
Boughher	Holcomb	Sabin	Wilcox
Brown	McCormick	Smith	Wilkinson
Crocker	Miller	Stevens	Withington
Doran	Milnes	Taylor	Wisner
Fleishiem	Morrow		

30

NAYS.

0

Title agreed to.

On motion of Mr. Beers,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Stevens presented the following petition:

No. 228. By Mr. Stevens: Resolutions of the common council of the

city of Bessemer, Michigan, asking for the passage of the bill now pending to create the 32d judicial circuit.

Referred to the committee on judiciary.

On motion of Mr. Stevens,

The resolutions were ordered spread on the Journal as follows:

Bessemer, Mich., March 5, 1891.

At a regular meeting of the common council of the city of Bessemer Mich., March 5, 1891, the following resolutions were introduced:

WHEREAS, A bill is now pending before the Legislature of this State providing for the formation of the 32d judicial district to be composed of the counties of Ontonagan and Gogebic; and

WHEREAS, The litigation of this county is large, both as to the number of suits pending and the amount involved; and

WHEREAS, The district as now constituted is so large that the circuit judge is necessarily a large portion of each year engaged in remote portions of the district in the performance of his duties, making it extremely expensive to litigants as well as causing much loss of time to reach his ear relative to those innumerable actions required in the course of litigation to be performed by a judge at chambers; and

WHEREAS, Oftentimes the action of the judge at chambers is as important to litigants as his acts while actually presiding in court; therefore be it

Resolved, That this council do hereby indorse the said bill and urge upon the Legislature the necessity of passing the same.

Moved by Alderman Jones, seconded by Alderman Webb, that the resolution be adopted as read, all voting aye and motion prevailed.

[L. S.]

H. J. SALZMANN, *City Clerk.*

MOTIONS AND RESOLUTIONS.

Mr. Boughner offered the following concurrent resolution:

Resolved by the Senate (the House concurring), That the Legislature do adjourn its present session on the 30th day of April next.

The question being on the adoption of the concurrent resolution,

Mr. Taylor moved to amend the concurrent resolution by striking out the words "the 30th day of April" where they occur, and inserting in lieu thereof the words "April 1st."

The question being on the adoption of the amendment offered by Mr. Taylor, the amendment did not prevail, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Fleshiem
Garvelink
Milnes

Mr. Prindle
Stevens

Mr. Taylor
Weiss

Mr. Wheeler
Wilkinson

9

NAYS.

Mr. Bastone
Beers
Boughner
Brown
Crocker
Doran

Mr. Fridlender
Gilbert
Holcomb
McCormick
Miller
Morrow

Mr. Mugford
Park
Porter
Sabin
Sharp

Mr. Smith
Toan
Wilcox
Withington
Wisner

22

Mr. Milnes then moved to amend the concurrent resolutions by striking out the words "the 30th day of April" where they occur, and inserting in lieu thereof the words "the 15th day of April."

The question being on the adoption of the amendment offered by Mr. Milnes, the amendment did not prevail, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Fleshier	Mr. Prindle	Mr. Weiss	Mr. Wilkinson
Garvelink	Stevens	Wheeler	Withington
Milnes	Taylor		

10

NAYS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Sharp
Beers	Gilbert	Mugford	Smith
Boughner	Holcomb	Park	Toan
Brown	McCormick	Porter	Wilcox
Crocker	Miller	Sabin	Wisner
Doran			

21

The question then being on the adoption of the concurrent resolution, The resolution was adopted, Mr. Wisner calling for the yeas and nays, and the Senators voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Milnes	Mr. Sharp
Beers	Garvelink	Morrow	Smith
Boughner	Gilbert	Mugford	Taylor
Brown	Holcomb	Park	Wilkinson
Crocker	McCormick	Porter	Withington
Doran	Miller	Prindle	Wisner
Flehiem			

25

NAYS.

Mr. Sabin	Mr. Toan	Mr. Wheeler	Mr. Wilcox
Stevens			

5

On motion of Mr. Milnes,
The Senate adjourned.

Lansing, Thursday, March 19, 1891.

The Senate met and was called to order by the President.
Religious exercises by Rev. S. R. Cook.
Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 229. By Mr. Holcomb: Remonstrance of Thomas B. Johnson, supervisor of Hillman township, and 140 other taxpayers of Montmorency county, against the passage of Senate bill No. 182, relative to the organization of the township of Lake, in said county.

Referred to committee on counties and townships.

On motion of Mr. Holcomb,

The remonstrance was ordered spread on the Journal, as follows:

To the Honorable Senate and House of Representatives of the State of Michigan:

We, the undersigned resident taxpayers of the county of Montmorency at large, do hereby most respectfully and emphatically remonstrate against the passage of Senate bill No. 182, entitled "A bill to organize the township of Lake" in said county, and the Senator from this Senatorial district be and is hereby respectfully requested to use all honorable means in his power to prevent the passage of said bill, principally for the following reasons, to wit:

1. That there is a strong sectional feeling existing between the residents of the eastern and western parts of the county, owing to the present location of the county seat.

2. That the movement to form the proposed new township is a scheme of a few of the western residents of said county to secure the balance of power on the board of supervisors.

3. That there are only five legal voters in the whole of that part of the township of Montmorency proposed to be set off.

4. That when the pine now growing in said proposed new township is removed off said lands, the lands will so decrease in value, that it will be impossible to support a municipal township government from the taxes assessed on said proposed new township.

5. That in towns 32 north range 1 east and 32 north range 2 east proposed to be organized, there is not a single resident settler, the soil consisting of the poorest kind of sand plains and valuable for pine only. The five voters mentioned aforesaid residing in the north half of town 31 north range 2 east.

6. That for the benefit and accommodation of said five voters for voting purposes, it is far preferable for their benefit to have the north half of town 31 north range 2 east attached to the township of Briley, and your petitioners will ever pray, etc.

Dated March 14, 1891.

No. 230. By Mr. Holcomb: Remonstrance of Tilison Babcock and all but five of the resident taxpayers of the township of Montmorency, Montmorency county, same subject.

Same reference.

No. 231. By Mr. Prindle: Resolutions of the Lansing board of the Capitol Investment Building and Loan Association of Midland, asking for the passage of House bill No. 94, relative to building and loan associations.

Referred to committee on banks and corporations.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 313 (file No. 99), entitled

A bill to amend compiler's section 723, of the compiled laws 1871, being compiler's section 762 of Howell's annotated statutes, relative to constables and their bonds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in:

That lines 1, 2, 3, 4, 5, 6 and 7 of section 80 be stricken out and the following amendment inserted in lieu thereof:

Section 80. "Every person elected or appointed to the office of constable, before he enters upon the duties of his office, and within the time prescribed by law for filing his official oath, shall execute with sufficient sureties, who shall qualify in writing and on oath upon the back of said instrument to be approved by the township board, or city or village council in the territory in which said constable shall be elected, an instrument in writing, by which said constable and his sureties shall jointly and severally agree to,"

Recommending that the amendment be concurred in and that the amendment do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the amendment made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 34 (file No. 17), entitled

A bill to provide for the compensation and to prescribe the duties of certain officers of the county of Kent,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

That in lines 2, 4, and 5 in section 1, after the words "one thousand," the words "five hundred" be inserted,

Also, after the word "county" in line 2 of section 4, the following amendment be inserted:

"And by said county treasurer shall be immediately placed to the credit of the general fund, in a depository to be hereafter designed by the board of supervisors of said county of Kent,"

Also, after the word "respectively," in line 10 of section 6, the following amendment be inserted:

"Second, To designate a bank or other depository for the care and custody of the county moneys and funds, the same to be designated in the month of January, in each year, in a notice to be published daily for one week in a daily paper published in the city of Grand Rapids, setting forth that said county moneys will be let out to the bank or depository paying the highest rate of interest on weekly balances: *Provided*, That said depository or bank shall give a bond to the board of supervisors of Kent county, with

sufficient sureties to be approved by said board, and in such amount as the board may direct, conditioned for the faithful care and custody of the moneys so deposited with said bank or depository."

Third, To prescribe and direct that all moneys of said county of Kent, shall be paid out only on the order of the chairman of the board of supervisors of said county, countersigned by the clerk of said board,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 281, entitled

A bill to constitute the president of the village of Newberry an ex officio member of the board of supervisors of Luce county, and to fix his compensation.

C. B. BOUGHNER, *Chairman.*

Report accepted.

By the committee on labor interests:

The committee on labor interests, to whom was referred

Senate bill No. 160, entitled

A bill to amend sections 2 and 3 of act No. 39, of the session laws of 1885, entitled "An act to regulate the employment of children, young persons and women in certain cases, being compiler's section 1997b¹ and 1997b², Howell's annotated statutes,"

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

WM. MILLER, *Chairman.*

The report was accepted, and the bill was ordered printed.

By the committee on labor interests:

The committee on labor interests, to whom was referred

Senate bill No. 228, entitled

A bill to amend section 2, chapter 52, of Howell's annotated statutes, entitled "An act for the protection of children in certain cases,"

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

WM. MILLER, *Chairman.*

The report was accepted and the bill was ordered printed.

By the committee on public health:

The committee on public health to whom was referred

Senate bill No. 321, entitled

A bill to amend section 1 of an act entitled "An act to provide for the establishment of a board of health for the city of Detroit," approved May 26, 1881, and to repeal all acts inconsistent therewith,

Respectfully report that they have had the same under consideration,

and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARCUS WILCOX, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

COMMUNICATIONS FROM STATE OFFICERS.

The President announced the following communication from the chairman of the Board of State Auditors:

OFFICE OF THE BOARD OF STATE AUDITORS, }
March 18, 1891.

Alfred J. Murphy, Secretary of Senate:

SIR—I have your communication of this date transmitting the following resolution:

Resolved, That the Board of State Auditors are requested to inform the Senate what reason, if any exist, why unpaid claims for enlistment bounties should not be considered and adjusted by them.

In response I would say that the Board of State Auditors has no records whereby it can examine into the validity of any soldier's claim for bounty. Such records as the State of Michigan possesses is probably to be found only in the offices of the Adjutant General and Quartermaster General. To adjust and pay these claims will require the examination of the records as to date of enlistment, verifying the soldier's claim as to company and regiment and place of credit. To borrow these records from those offices would be impracticable, in a large measure disarranging their files and injuring the muster rolls now becoming rotten with age. To expect the Board of State Auditors to pass upon these claims without that comparison and verification of the records themselves would be making them responsible for work done, either without a safe and necessary examination, or if examined by the military departments it would be making the Board of State Auditors responsible for any errors committed by those over whom it has no control.

The claims which have been filed in the past in the office of the board of State Auditors are being properly jacketed and put in shape so that work can be pushed on them toward final settlement, in case a decision is made or laws passed and money appropriated seeking that end. These jackets are referred to the military departments, where they are re-examined and compared with the records as to place of credit, enlistment, etc. Upon notifying such as are reported as having been paid, or were drafted, or were substitutes, or were not credited to the same township where they resided we are in constant receipt of replies from the soldiers denying those records, and it is evident that either the soldiers have forgotten or the records are largely erroneous. Such being the case it would seem that the onus of such comparison and notification should rest upon such departments as at present have the necessary records and were responsible for their accuracy at the time they were made.

Very respectfully,

DANIEL E. SOPER,
Chairman of the Board of State Auditors.

The communication was received and referred to the committee on military affairs.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 18, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:
House bill No. 849, entitled

A bill to amend sections 4 and 5 of title 2, sections 14 and 17 of title 3, sections 4, 5, 6, 7, 8, 11, 15 and 17 of title 4, sections 2, 7, 8 and 9 of title 5, sections 4, 5, 6, 7, 8, 9, 10, 22 and 30 of title 6, sections 8 and 13 of title 10, sections 3, 5, 6, 8 and 15 of titles 11 and 12, and sections 10, 22, 30, 31 and 32 of title 14 of an act entitled "An act to annex the territory embraced within the city of East Saginaw to that of the city of Saginaw and to consolidate the city of East Saginaw with Saginaw under the name of the City of Saginaw, to specify and fix the boundaries of the consolidated city. To provide for assuming and payment of the indebtedness and liabilities of the present cities of East Saginaw and Saginaw and for the ownership of all their corporate property and rights. To define the corporate rights, powers and privileges of said city of Saginaw as so consolidated and to repeal all acts inconsistent therewith," being act No. 455 of the laws of 1889 and being the charter of the city of Saginaw,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Porter	Mr. Toan	
Benson	Garvelink	Prindle	Weiss	
Beers	Holcomb	Sabin	Wheeler	
Boughner	McCormick	Sharp	Wilcox	
Brown	Miller	Smith	Wilkinson	
Crocker	Milnes	Stevens	Withington	
Doran	Morrow	Taylor	Wisner	
Fleshier	Park			30

NAYS.

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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 18, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 735, entitled

A bill to authorize the township of Tawas, in the county of Iosco, Michigan to borrow money upon its bonds to pay judgments entered on its bonds issued for Tawas and Grant plank road.

Also,

House bill No. 929, entitled

A bill to reincorporate the village of Crystal Falls, in the county of Iron, in the State of Michigan.

Also,

House bill No. 83 (file No. 209), entitled

A bill providing for the employment of, defining the duties and fixing the compensation of a stenographer of the 26th judicial circuit of the State of Michigan,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Fridlender,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Taylor
Benson	Garvelink	Park	Toan
Beers	Gilbert	Porter	Weiss
Boughner	Holcomb	Prindle	Wheeler
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Milnes	Smith	Withington
Fleishem	Morrow	Stevens	Wisner

32

NAYS.

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Title agreed to.

On motion of Mr. Fridlender,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The third named bill was read a first and second time by its title, and referred to the committee on judiciary.

By unanimous consent,

Mr. Crocker presented the following petition:

No. 232. By Mr. Crocker: Resolution of the State G. A. R. encampment at Muskegon, Michigan, asking the legislature to make an appropriation for the carrying forward of the work of perfecting certain records in the Adjutant General's office.

Referred to committee on military affairs.

On motion of Mr. Crocker,

The resolution was ordered spread on the Journal, as follows:

WHEREAS, The work of re-compiling and correcting the records of Michigan troops in the war of the rebellion has been undertaken in the Adjutant General's office at Lansing; and

WHEREAS, It is important that this work should be done now while the necessary information may be gained from living witnesses, so that the many serious errors therein may be corrected, and in order to furnish needed testimony in settling pension claims; therefore.

Resolved, That this encampment respectfully and earnestly request the legislature now in session at Lansing to make the necessary appropriation to carry forward this work as speedily as possible.

The above is a true copy of the resolution introduced by Col. G. P. Sanford and unanimously adopted at the State encampment of the G. A. R., held at Muskegon, March, 10, 11, and 12, 1891.

CHARLES L. EATON, *Dept. Commander*.

The President announced a communication from the Governor on executive business.

The communication was received.

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Withington to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 134 (file No. 68), entitled

A bill to regulate the uniformity of and to provide text books in all public schools throughout the State and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act,

Have directed their chairman to report progress and ask leave to sit again.

WM. H. WITHINGTON, *Chairman*.

Report accepted.

On motion of Mr. Withington,

The Senate granted leave for a further consideration of the above named bill by the committee of the whole.

On motion of Mr. Milnes,

The members of the committee on roads and bridges were granted leave of absence until this afternoon.

By unanimous consent,

The committee on claims and public accounts made the following report:

By the committee on claims and public accounts:

The committee on claims and public accounts to whom was referred

Senate joint resolution No. 9, entitled

A joint resolution to authorize the Board of State Auditors to settle the claim of Charles Bresler for the unpaid portion of circulating notes or bills,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

JAS. E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

The President announced the following communication from the Quartermaster General:

MILITARY DEPARTMENT, MICHIGAN, }
QUARTERMASTER GENERAL'S OFFICE, }
Lansing, March 19, 1891. }

Hon. John Strong, President of the Senate:

SIR—In compliance with resolution adopted by the Senate on the 6th inst., I have the honor to submit number of men and amount of State bounty paid under several acts of this State authorizing same:

	No. Men Paid.	Bounty.	Amount Paid.
Act of 1863.....	8,111	\$50 00	\$405,550 00
Act of 1864.....	5,824	100 00	582,400 00
Act of 1865.....	4,645	150 00	696,750 00
Total	18,580		\$1,684,700 00

Only records of bounty paid are on file in this office. Record of enlistments are kept in office of Adjutant General.

Very respectfully,

F'DK B. WOOD,

Quartermaster General.

The communication was received and referred to the committee on military affairs.

On motion of Mr. Wisner,

The Senate went into

EXECUTIVE SESSION,

The time being 11:25 o'clock A. M.

The executive session closed, the time being 11:45 o'clock A. M.

On motion of Mr. Wisner,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 233. By Mr. Wisner: Protest of A. S. Burrows and 100 other residents of the township of Chesaning, against the detaching of said township from Saginaw county and attaching the same to Shiawassee county.

Referred to committee on counties and townships.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages;

The committee on cities and villages, to whom was referred,

Senate bill No. 80, entitled

A bill to authorize the common council of the city of Iron Mountain, in the county of Menominee, by ordinance, to enter into a 30-year contract with the water-works company, organized under the laws of this State, for a supply of water for fire and other city purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to authorize the common council of the city of Iron Mountain, in the county of Menominee, by ordinance to enter into a contract with the water-works company, organized under the laws of this State, for a supply of water for fire and other city purposes.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

J. S. BEERS, *Chairman*,

Report accepted and committee discharged.

The question being upon the adoption of the substitute for the bill offered by the committee,

Mr. Fleshiem moved that the substitute and bill do lie on the table,

Which motion prevailed.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

Senate bill No. 318 (file No. 140), entitled

A bill to authorize the city of Coldwater to create and appoint and prescribe the powers and duties and fix the compensation of a board of commissioners to have the care and management of the system of water-works and of the electric light plant of said city when the same shall be in operation,

Respectfully report that they have had under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to authorize the city of Coldwater to create and appoint and prescribe the powers and duties and fix the compensation of a board of commissioners to have the care and management of the system of water-works

and of the electric light plant of said city, when the same shall be in operation.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the adoption of the substitute offered for the bill by the committee.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill as substituted was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Toan
Benson	Garvelink	Prindle	Weiss
Beers	Gilbert	Sabin	Wheeler
Boughner	McCormick	Sharp	Wilcox
Brown	Miller	Smith	Wilkinson
Crocker	Milnes	Stevens	Withington
Doran	Mugford	Taylor	Wisner
Fleishem			
			29

NAYS.

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Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

REPORTS OF SELECT COMMITTEES.

By the select committee appointed to investigate the matter of rent of certain buildings owned by the State in the city of Lansing:

The select committee appointed to investigate the matter of rent of the old State offices would respectfully report:

That they personally called at the offices of the State Treasurer, Auditor General, and Board of State Auditors and asked to be furnished with complete copies of the records from 1880 to the present time.

A complete statement of rents turned into the treasury was received from the Auditor General's office and a copy of all the records in the office of the Board of State Auditors.

From a report of A. L. Bours, Supt. of State property, dated May 24, 1881, we learn that the building was then producing a revenue of \$1,988 per annum, but its capacity if all were occupied would net \$2,398 per annum. Since then rooms on the second floor have been assigned to the Commissioner of Labor's office and State Horticultural Society, and on the third floor to the Weather service and State Agricultural Society and produce no revenue.

Leases were made as follows:

May 1, 1880, to Farrand & Shank, corner store, for 5 years	\$500
July 1, 1880, to Conn & Bruno, center store, for 5 years ..	400
Nov. 3, 1881, to American Express Co., south store, for 4 years	400

Sept. 26, 1883, rooms 11 and 12, 3d floor, to Telegraph and Telephone Construction Co., for 2 yrs. and 4 mos. at \$72 per annum.

Since then no leases are recorded and the transient nature of the tenancy of rooms on the third floor with varying rates of rent, together with the fact that the books of the board of State Auditors' office do not show the date of entry or the date vacated, and the records are imperfect or none kept at all after January 1, 1887, it has been almost impossible to arrive at any conclusion as to whether rent was received and deposited from tenants of the upper story.

On the corner store no rent was paid into the treasury for December, 1881, while occupied by Farrand & Shank, or \$41.67 although the same firm occupied it directly before and after. Payments of rent into State treasury on this store from 1883 seems to have been delayed from three to six months. No rent from April 1, 1888, to January 1, 1891, was paid into the treasury, or a delinquency of \$1,375 for two years and nine months while occupied by R. B. Shank & Co.

R. B. Shank shows that he had paid \$125 December 13, 1886, which found its way into the treasury December 27, 1886. Again he paid \$125 June 27, 1887, which was paid into the treasury August 8, 1887. Shank claims a bill for supplies to State of \$139.40 from December 29, 1886, to March 7, 1888, and a payment of cash of \$360.40 on March 23, 1888, which would be \$500, or the rent complete from April 1, 1887, to April 1, 1888, but the Auditor General's report shows a credit to Shank of only \$250 on May 29, 1888, purporting to be the rent from April 1887, to October 1, 1887, and another of July 16, 1888, of \$250, purporting to be the rent from October 1, 1887, to April 1, 1888, and that is the last credit for rent shown previous to January 1, 1891.

But Shank shows as follows:

Bill from April 17, 1888 to Nov. 30, 1888	\$252 75
April 28, 1888, cash	150 00
May 29, 1888, cash	100 00
June 12, 1888, check	110 80
June 12, 1889, bill Dec. 3, 1888 to May 14, 1889 ..	113 50
July 1, 1889, check	90 20
July 1, 1889, bill May 14, to March 10, 1890	304 23
March 19, 1890, check	200 00
Bill, May 2, 1890 to Dec. 5, 1890	120 60
	<hr/>
	\$1,442 08

But the voucher of \$677.58, held up in the State treasury, is as follows:

March 10, 1890, to Dec. 5	\$155 60
May 14, 1889, to Feb. 15, 1890	269 23
April 17, 1888, to Nov. 30, 1888	252 75
	<hr/>
Allowance on voucher held up	\$677 58

The bills of R. B. Shank & Co. from Dec. 31, 1888, to May 14, 1889, of \$81.10 and \$32.40, or a total of \$113.50, were paid by the Treasurer on July 5, 1889, and receipted for by "R. B. Shank & Co., per H.," and therefore cannot be an offset for delinquent rent at the present day.

We find these two bills peculiar, in that on each the same dates appear, but for different items: On one bill, Jan. 3, 1889, is charged one-half dozen brooms. On the other bill, Jan. 3, 1889, is charged one case matches, also one case Sapolio, and the dates on the two bills mingle in a similar manner all the way through.

Shank's custom to receipt these vouchers and allow Mr. Wilson to draw the money and apply it on rent makes it almost impossible to ascertain how the above was applied. But he has examined the vouchers, says they were signed by his lady bookkeeper and cashed by Wilson as usual, and, he supposed, credited to pay rent.

On the middle store the rate of rent seems to have varied from \$33.33 per month to \$20 in 1880 to 1886, and G. D. Davis is credited on Dec. 28, 1886, with a payment of \$160, for the 8 months to April 1, 1886. The question may be asked why was this man allowed to be in a store 8 months without paying rent, and did he pay 8 months after he left, or did he pay regularly and the money become delayed in finding its way into the treasury?

Now there is a lapse until the Ingham County Savings Bank goes into the store Nov., 1887. But it appears that Clippinger Bros. occupied the store during this time, but their name is not known on the books of the State.

The Ingham County Savings Bank appear on the books of the State as delinquent from Jan. 1, 1890, to Oct. 1, 1890, \$225, but they produce checks drawn by Mr. T. M. Wilson as follows:

May 24, 1890-----	\$75 00
July 26, 1890-----	75 00
Jan. 16, 1891-----	75 00

Showing it to have been paid to him but not turned over to the treasury.

If the bank took possession on November 1, there is a further delinquency of \$8.70, but if they went in later in the month the account is correct with the above statement.

The following peculiarity appears in regard to the south store. The American Express Co. made their last payment Jan. 16, 1886, of \$112.99 to Dec. 31, 1885, but if they were there the whole month of December, here appears a shortage of \$20.34.

The next payment is of G. L. Davis on May 17, 1887, of \$200 for 6 months to Nov. 1, 1886, which would mean that he moved into said store May 1, 1886, but he moved out of the middle store on April 1, 1886, according to former statement of rent for that store. In this also he appears to have been given from 6 months to a year after the rent became due to settle, or it was not turned over promptly after collection. He next pays on August 9, 1887, for November and December, 1886, and January, 1887, \$100. Again, on Oct. 8, 1888, to July 1, 1887, \$200. Here he appears to gain a month or overpay. On the same day, Oct. 8, 1888, the Lansing Boat Club is credited with \$108.30 for this store to Oct. 1, 1888. The next credit is to G. L. Davis, of Dec. 24, 1888, of \$300, to May 1, 1888.

On September 21, 1889, V. R. Canfield is credited with \$100 for rent of

south store to July 1, 1889, but Mr. Canfield states he drew checks as follows:

April 2, 1889	\$33 33
May 2, 1889	33 33
June 29, 1889	33 33

On October 28, 1889, Mr. Canfield is credited on the Treasurer's books with \$100 to October 1, 1889, but his statement shows checks drawn as follows:

July 6, 1889	\$33 33
August 9, 1889	33 33
September 3, 1889	33 33

The next money turned into the Treasury from this store was January 27, 1890, \$100 to January 1, 1890, but he states checks drawn as follows:

October 14, 1889	\$33 33
November 23, 1889	33 33
December 17, 1889	33 33

No further payments were turned into the treasury on the south store until Feb. 9, 1891, by Mr. Wood, the present clerk, of \$100 for December, 1890, January and February, 1891, leaving eleven months' rent, or \$366.67, unaccounted for, but Canfield drew checks regularly each month, as follows:

1890—

January 4	\$33 33
February 2	33 33
February 28 ?	33 33
April 23	33 33
June 5	66 66
July 8	33 33
August 13	33 33
September 1	33 33
November 5	66 66

Which Mr. T. M. Wilson failed to pay over to the State and this shows also delays of payments into the treasury after collection at least back to 1887. The rent for the months of October and November 1890 amounting to \$50 paid by the Boat Club was not turned over to the treasury.

The rent for the year of 1890 for rooms 11 and 12, occupied by the Bell Telephone Co. and paid monthly at \$6 per month was never deposited into the treasury, a deficit of \$72. Also the months of April and May 1884, \$12 and while this company appears to have paid regularly and monthly, but from 1886 down it was only turned over quarterly or yearly.

It appears that S. D. Bingham paid on April 22, 1885, \$33.75 for rooms 15, 16, 17 from November 15, 1884, to April 1885, on May 11, 1886, \$45 to October 1, 1885; August 10, 1886, \$22.50 for October 1 to December 31, 1885; December 27, 1886, \$30, January 1 to April 30, 1886; February 28, 1888, \$60 to January 1, 1887; leaving 4 years or \$360 due, but Mr. Bingham says he has paid small amounts over, but has taken no receipts and kept no account, and while he may owe some don't know how it stands.

It appears that Mr. J. L. Millard (room 9), Mr. H. J. Walker (room 18), Mr. Walter Fuller (room 7), Chas. Foster (room 8), were occupying

rooms on the third floor on January 1, 1891, but no rent for said rooms has been deposited in the treasury since February 28, or while occupied by them.

From the detailed statement made by the Auditor General of money turned into the treasury from 1880 to the present time it plainly appears that delays either in prompt collection of rent or depositing it after collection dates back as early at least as 1884.

Receipts from the building at a regular (but low) rate of rent ought to have been as follows:

Corner store.....	\$500 00
Center store.....	300 00
South store.....	400 00
2d floor, of boat rooms.....	300 00
Bell Telephone Co.....	72 00
Room 13.....	24 00
Room 7.....	36 00
Room 8.....	36 00
Rooms 15 and 16.....	60 00
Room 17.....	36 00
Room 14.....	24 00
Room 9.....	36 00
18 and 19 assigned now to State Agricultural Society, but heretofore rented.	
Room 6.....	12 00
Total.....	\$1,836 00

To which add \$72 for the rent of rooms 18 and 19 making \$1,908 which should have been the revenue if occupied all the time. The total revenue for the ten years 1881 to 1891 is \$15,608.51 or an average of \$1,560.85 yearly as follows:

To July 1, 1881.....	\$1,867 73
“ 1882.....	1,880 72
“ 1883.....	2,015 64
“ 1884.....	1,698 62
“ 1885.....	1,828 21
“ 1886.....	1,228 49
“ 1887.....	1,408 30
“ 1888.....	1,133 50
“ 1889.....	1,425 30
“ 1890.....	897 00
To Jan. 1, 1891.....	225 00
Total.....	\$15,608 51

A copy of a letter to the Board of State Auditors from A. E. Silk states that he had paid \$14, rent from Oct. 15, 1890 to April 15, 1891 on room 14 which amount never found its way into the treasury.

The sum up there is a known shortage as follows:

Boat Club, October and November, 1890	\$50 00	
Third floor rooms (acknowledged)	76 00	
Bell Telephone Co., year 1890	72 00	
Bank, January 1, 1890 to October 1, 1890	225 00	
Canfield, January 1, to December 1, 1890	366 66	
Shank, during 1889 and 1890	650 92	
	<hr/>	
	\$1,440 58	
If Wilson drew the money on Mr. Shank's voucher of \$113.50 it will be increased to		\$1,554 08
If we add December, 1881, on store occupied by Farrand & Shank		41 66
		<hr/>
		\$1,595 74
Also April and May, 1884, Bell Telephone Co.		12 00
		<hr/>
Total		\$1,607 74

And this leaves out irregularities in rent on the third floor which are unknown quantities, and the occupancy of the middle store for six months or so by Clippinger Bros.

Your committee asked Mr. Clippinger to appear before it, and being sworn, said: "That he went into the middle store April 1, 1886, at \$25 per month, and moved out about Aug. 16, 1886, having rented it four and one-half months. That his books show an account against the State of \$47.30, which he had supposed was applied on the rent. Also a personal account of Mr. Wilson's of \$53.64, which he had understood was to be applied on the rent. This will leave a balance due of \$11.56, which Clippinger is unable to state as paid. This \$11.56 with the personal account of Mr. Wilson, \$53.64, amounts to \$65.20.

The only account of Mr. Clippinger against the State ever allowed was one of \$11.80 on Aug. 25, 1886, as appears by the books of the Board of State Auditors. This would leave \$100.70 due on rent from him to the State as the account of \$53.64 between him and Mr. Wilson is a private matter with which the State could have nothing to do, but this account of \$11.80 is not shown by the Auditor General's books to have ever been paid.

Mr. Fuller appeared and swore that he went into room 7 about May 15, 1889, at \$3 per month and paid Mr. Wilson at the office of the board of State Auditors at one time \$10 and at another \$16 taking no receipts. He went out in February, 1891, owing \$35.50 on rent but was never asked for it by Mr. Wilson previous to Jan. 1, 1891. The \$26 paid appears never to have been turned into the treasury.

Mr. Jas. L. Millard appeared before the committee and being sworn said he went into room 9 about Feb. 1, 1890, at \$3 per month and had receipts for \$18, paid the Janitor Geo. K. Grove, and he also paid him \$2.75 at one time and got no receipt, making a total of \$20.75 rent paid before Jan. 1, 1891. \$12.25 is still due. He never paid Mr. Wilson anything.

Mr. Geo. K. Grove, ex-janitor appeared and being sworn acknowledged the payments of Mr. Jas. L. Millard of either \$18 or \$20.75 and said he always gave receipts except one time, and he always paid over to Mr. Wilson the same or next day. He never received any rent from any other tenant.

This \$18, or \$20, was never paid by Mr. Wilson into the treasury. It is impossible to ascertain the amount of rent paid to the clerk of the Board

of State Auditors and not paid over to the treasurer in the past on account of persons who occupied rooms in the upper story having left and the committee being unable to find them.

At present rent is turned at once over to the office of the State Treasurer who gives duplicate receipts, countersigned by the Auditor General. One of these receipts is placed on file in the office of the Board of State Auditors while the other is sent the tenant that he may know that the money has been properly deposited with the State Treasurer.

At each meeting of the Board of State Auditors a detailed statement of rents paid or delinquent are compared with these receipts.

As this matter is in the hands of the Attorney General your committee have not thought best to make any recommendation.

Respectfully submitted,

C. B. BOUGHNER,
PETER GILBERT,
JOS. M. WEISS,

Committee.

The report was accepted and ordered spread on the Journal.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 19, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 337, entitled

A bill to authorize the village of Hancock, in the county of Houghton, to borrow money and to issue bonds therefor, for the purpose of making public improvements in said village of Hancock.

Also,

House bill No. 962, entitled

A bill to authorize the city of Saginaw to borrow money for the purpose of constructing, adding to and improving the water-works system in the western taxpaying district of said city, and to issue bonds therefor, and charge all payments and expenses thereof, and to collect the same from said district.

Also,

House bill No. 963, entitled

A bill to authorize the city of Saginaw to borrow money for the purpose of constructing, adding to and improving the water-works system of the western taxing district of the city of Saginaw, and to issue bonds therefor and charge all expenses thereof and payments therefor and to collect the same from said district.

Also,

House bill No. 527, entitled

A bill to amend and revise the charter of the city of Marquette, Marquette county.

Also,

House bill No. 470, entitled

A bill providing for two voting precincts for the township of Holmes in the county of Menominee, defining the limits thereof, providing for a

new registration of the voters thereof and determining who shall be inspectors of election and members of the boards of registration therein.

Also,

House bill No. 355, entitled

A bill to amend sections 4, 109, and 115 of the acts of the Legislature of A. D. 1859, entitled "An act to incorporate the city of Owosso," approved February 15, 1859, and all subsequent amendments of such sections.

Also,

House bill No. 403 (file No. 205), entitled

A bill to divide the township of McMillan, in the county of Ontonogan, into two election districts,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT.

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Prindle	Mr. Weiss
Benson	Garvelink	Sabin	Wheeler
Beers	Gilbert	Sharp	Wilcox
Boughner	McCormick	Smith	Wilkinson
Crocker	Miller	Stevens	Withington
Doran	Milnes	Taylor	Wisner
Fleishem	Mugford	Toan	
			27

NAYS.

0

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Toan
Benson	Garvelink	Prindle	Weiss
Beers	Gilbert	Sabin	Wheeler
Boughner	McCormick	Sharp	Wilcox
Brown	Miller	Smith	Wilkinson
Crocker	Milnes	Stevens	Withington
Doran	Mugford	Taylor	Wisner
Fleishiem			

29

NAYS.

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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The third named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleishiem	Mr. Park	Mr. Toan
Benson	Fridlender	Prindle	Weiss
Beers	Garvelink	Sabin	Wheeler
Boughner	Gilbert	Sharp	Wilcox
Brown	McCormick	Smith	Wilkinson
Crocker	Miller	Stevens	Withington
Doran	Mugford	Taylor	Wisner

28

NAYS.

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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The fourth named bill was read a first and second time by its title and referred to the committee on cities and villages.

The fifth named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Fleishiem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Park	Mr. Toan	
Benson	Garvelink	Prindle	Weiss	
Beers	Gilbert	Sabin	Wheeler	
Boughner	McCormick	Sharp	Wilcox	
Brown	Miller	Smith	Wilkinson	
Crocker	Milnes	Stevens	Wisner	
Doran	Mugford	Taylor		27

NAYS.

0

Title agreed to

On motion of Mr. Fleshier,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The sixth named bill was read a first and second time by its title, referred to the committee on cities and villages, and ordered printed.

The seventh named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Prindle	Mr. Toan	
Benson	Gilbert	Sabin	Weiss	
Boughner	McCormick	Sharp	Wheeler	
Brown	Miller	Smith	Wilcox	
Crocker	Milnes	Stevens	Wilkinson	
Doran	Mugford	Taylor	Wisner	
Fridlender	Park			26

NAYS.

0

Title agreed to.

On motion of Mr. Stevens,

By vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Wisner,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Withington to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 134 (file No. 68), entitled

A bill to regulate the uniformity of and to provide text books in all

public schools throughout the State, and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act.

Have directed their chairman to report progress and ask leave to sit again.

Report accepted.

On motion of Mr. Withington,

The Senate granted leave for a further consideration of the above named bill by the committee of the whole.

By unanimous consent,

The committee on railroads made the following report:

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 289, entitled

A bill to amend section 3 of article 3, of act No. 198, session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," approved May 1, 1873, to provide for the taxation of railroad property, and to repeal section 33 of act approved March 28, 1846, entitled "An act to authorize the sale of the Central railroad and to incorporate the Michigan Central Railroad Company," section 21 of an act approved May 4, 1846, entitled "An act to incorporate the Grand River Valley Railroad Company;" section 2 of an act approved May 18, 1846, entitled "An act in regard to the Erie & Kalamazoo Railroad Company;" section 31 of an act approved May 9, 1846, entitled "An act to authorize the sale of the Southern Railroad, and incorporate the Michigan Southern Railroad Company;" section 9 of an act approved February 13, 1855, entitled "An act to authorize the consolidation of the Detroit and Pontiac and the Oakland and Ottawa Railroad Company, so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit and Milwaukee Railroad Company,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor entitled:

A bill to amend section 3 of an act entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873, being act No. 198 of the session laws of 1873, to provide for the taxation of railroad property and to repeal the following: Section 33 of an act approved March 28, 1846, entitled "An act to authorize the sale of the Central Railroad and to incorporate the Michigan Central Railroad Company;" section 21 of an act approved May 4, 1846, entitled "An act to incorporate the Grand River Valley Railroad Company;" section 2 of an act approved May 18, 1846, entitled "An act in regard to the Erie & Kalamazoo railroad;" section 31 of an act approved May 9, 1846, entitled "An act to authorize the sale of the Southern Railroad and to incorporate the Michigan Southern Railroad Company" and section 9 of an act approved February 13, 1855, entitled "An act to authorize the consolidation of the Detroit and Pontiac, and the Oakland and Ottawa Railroad Companies, so as to form a continuous line from Detroit to Lake

Michigan, under the name of the Detroit and Milwaukee Railroad Company,

Recommending that the substitute be printed for the use of the committee, and referred back to the committee.

PETER DORAN, *Chairman*.

The report was accepted and the substitute was ordered printed for the use of the committee.

By the committee on Military affairs:

The committee on military affairs to whom was referred

House bill No. 84 (file No. 88), entitled

A bill to provide for the continuance of the recompilation and copying of the records in the office of the Adjutant General pertaining to the enlistment, muster, history and final disposition of the soldiers from this State during the war of the rebellion and to make an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent,

Mr. Boughner offered the following resolution:

Resolved by the Senate, That the Sergeant-at-Arms be requested to prohibit persons not members of either House of the Legislature from interfering with the transaction of business by loud talking to members or among themselves during sessions,

Which resolution was adopted.

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the committee of the whole was discharged from the further consideration of

Senate bill No. 86 (file No. 34), entitled

A bill to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of said village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village.

By unanimous consent,

Mr. Stevens offered the following amendment to the above named bill:

By inserting in line three of section one, after the word "village" the words "A sum sufficient."

On motion of Mr Stevens,

The Senate concurred in the foregoing amendment to the bill.

On motion of Mr. Stevens,

The rules were then suspended, two-thirds of all the Senators present voting therefor, and the bill as amended was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Park	Mr. Taylor
Benson	Holcomb	Porter	Toan
Beers	McCormick	Prindle	Weiss
Boughner	Miller	Sabin	Wheeler
Crocker	Milnes	Sharp	Wilkinson
Doran	Morrow	Smith	Withington
Flehiem	Mugford	Stevens	Wisner
Fridlender			

29

NAYS.

0

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President announced the following appointment:

Lansing, March 19, 1891.

By authority given me by the Senate to appoint a select committee of five to investigate the Agricultural College, I hereby appoint as such committee Messrs. Bastone, Beers, Crocker, Wheeler and Withington.

JOHN STRONG,

President of the Senate.

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the committee of the whole was discharged from the further consideration of

Senate bill No. 88 (file No. 152), entitled

A bill to authorize the township of Ontonagon, in the county of Ontonagon, to borrow money to be used in building a swing bridge and approaches thereto, in said township, and to issue bonds therefor.

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Porter	Mr. Toan
Benson	Holcomb	Prindle	Weiss
Beers	McCormick	Sabin	Wheeler
Boughner	Miller	Sharp	Wilcox
Crocker	Milnes	Smith	Wilkinson
Doran	Morrow	Stevens	Withington
Flehiem	Mugford	Taylor	Wisner
Fridlender	Park		

30

NAYS.

0

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Taylor,

The Senate adjourned.

Lansing, Friday, March 20, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Mr. Withington.

On motion of Mr. Fleshiem,

Mr. Withington was granted indefinite leave of absence.

On motion of Mr. Doran,

The members of the railroad committee were excused from attendance until this afternoon.

PRESENTATION OF PETITIONS.

No. 234. By Mr. Sabin: Petition of H. B. Osborn and 100 other citizens of Kalamazoo, asking favorable action on the "municipal suffrage bill."

Referred to the select committee on elections.

No. 235. By Mr. McCormick: Resolution, of Cloverleaf association, P. of L. of Monroe county, asking for the passage of a bill creating the office of dairy and food commissioner.

Referred to committee on agricultural interests.

No. 236. By Mr. McCormick: Petition of same association, asking for the establishment of a uniform system of text books in the public schools of the State.

Referred to committee on education and public schools.

REPORTS OF STANDING COMMITTEES.

By the committee on fisheries:

In accordance with a long and wisely established custom, your committee, during the vacation of the legislature, visited the office and stations of the State Board of Fish Commissioners, and of their own motion, and for purposes of comparison, also visited the stations at Alpena and Northville conducted by the United States Commission, and the Dominion hatchery at Sandwich, Ontario, and beg leave to submit the following report of the results of their investigation and the conclusions at which they have arrived, after careful deliberation and inquiry:

Your committee first visited the office of the board in the city of Detroit, where a thorough examination was made of the business methods by which the financial and historical branches of the work are conducted, and found the system of keeping the accounts and records in all respects admirable. Every effort is made to see that the funds are disbursed economically and honestly; that no waste of public funds shall be allowed. The records of all transactions are so kept that any information the committee desired was cheerfully, and as we believe, truthfully furnished upon call.

The whitefish hatchery at Detroit was next visited, and your committee take pleasure in saying that with the excellent management of this branch of the work they were greatly impressed. Not only is this one of the largest, if not the largest whitefish hatchery in the world, but the system of orderly neatness and cleanliness with which the work is conducted can not be excelled. This hatchery has a capacity of turning out one hundred and sixty millions of whitefish fry each year, and a much larger

number of wall-eyed pike. The whitefish fry are intended and are used to replenish the waters of the Great Lakes and the connecting rivers, and the fry of the wall-eyed pike are largely used to stock the waters of the inland or domestic lakes and streams, the result of which inures directly to the benefit of the people at large by greatly increasing the supply of food and game fish in the domestic waters of the State. Your committee are of the opinion that this branch of the work is of especial value and should be fostered and pushed to its full capacity of productiveness, as the results cannot fail to be widespread and of the greatest economical and financial benefit to the masses of the people at large.

The importance of this work is very great. The commercial fisheries return in value, annually, to this State more than a million and a half dollars, besides furnishing to the people a cheap and wholesome food. Michigan is by far the largest producer of this food, because of her great extent of coast, and the money invested in the efforts to keep good the constant waste by fishing is comparatively small and we believe well applied.

The trout hatchery at Paris, Mecosta county, was the next station visited, and here was found the same system of order, regularity, cleanliness and careful watchfulness of the property and business of the State which everywhere prevails in the business of this bureau—a fact so plain to be seen that it commanded the attention and admiration of every member of your committee.

At this station are propagated the different varieties of trout, viz.: brook trout, rainbow or mountain trout, German or brown trout, and the Schoodic or land-locked salmon, the different varieties of trout being intended for the inland streams and brooks. The success and value of this branch of the work can hardly be overestimated when we consider that about six hundred streams in fifty-three counties of the lower peninsula in which trout were not native have been stocked by the commission with this delicate and desirable food and game fish.

The State's property at this station consists of 158 acres of land and the meander of Cheney creek, the superintendent's dwelling and barn, the overseer's dwelling, the new hatchery, in which all hatching operations are carried on; the old hatchery, which is used for a workshop, office and storehouse; an ice house, car house, etc., and the ponds and races. A fine windmill and tank with water-pipe and hose connections provide reasonably adequate protection from fire.

The next station of this commission visited by your committee was at Glenwood, Cass county, at which the German carp is the only variety of fish propagated. The State's interest in this station consists only of a small house built over a large spring; the spring being used for winter quarters for the small fish and the house for a store house for the tools, apparatus, shipping cans, etc. belonging to the State.

This station is located on the farm of Mr. Worden Wells, who receives \$500 per year for the use of the land and water privileges, and for Mr. Wells' services in caring for, raising and distributing the fish cultivated here. No other help is employed by the State, and, probably, in no other way could the propagation and distribution of the carp be accomplished with satisfactory results at so little cost to the State.

The carp is a fish adapted to warm and sluggish waters, and is valuable because it furnishes food fish for many localities in the State where the waters of the ponds and lakes are not adapted to the finer grades of fish.

The carp is a good food fish and the demand for them constantly increases as they become more generally known; the records of the commission showing that the number of carp fish distributed in 1890 exceeds the number put out in any previous year by more than 50%.

Your committee would recommend that the amount asked for to install an experimental station on lake Superior be granted. After repeated attempts for many years, to make plants in lake Superior from Detroit station, it has been found to be utterly impossible by reason of the great difference of latitude between the two points. The harbors of lake Superior remain closed by the ice until so late a period that it precludes any possibility of these waters being stocked from the present house. The valuable fisheries of this important lake have for a long time demanded attention which it is impossible to give them under present conditions. The people of that portion of the State respond in their just proportionate share of taxes for the support of the work, and should receive their share of the benefits.

Your committee were especially gratified to learn that the work of this bureau, as conducted by the State commission, ranks first of all the states in economy and efficiency. The latest reports from New York show the costs of their fry to be \$1.33½ per thousand, Canada 39½ cents per thousand, while those of this State cost but 10½ cents per thousand, and that Michigan puts out more fry than the states of Ohio, Wisconsin and New York and the province of Canada combined, at a cost of over \$70,000 less than the total amount expended by the states and province named, for the fry distributed by their commissions.

Your committee have carefully examined the estimates submitted by the commissioners of the amounts needed for the years ending June 30, 1892, and 1893, and recommend that the full amount asked be granted, believing that no part can be withheld without serious injury to the work, which we believe is of direct and practical benefit to all classes of people of the State, and should be fostered and liberally supported, so that the commissioners may be able to push the work with increased energy to its fullest capacity for good.

Your committee would suggest that the commercial fisherman taking fish from the waters of the great lakes be compelled by special statutes to pay a tax or license for such privileges.

Signed by a majority of committee.

PETER E. PARK, *Chairman*.
A. O. WHEELER.

The report was accepted and referred to the committee on finance and appropriations.

Mr. Bastone of the committee on fisheries, gave notice that he would, at some future day, submit a minority report.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 83 (file No. 118), entitled

A bill to authorize the consolidation of street railway and electric light companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 422 (file No. 181), entitled

A bill to amend section 25 of chapter 178, being compiler's section 5273 of the compiled laws of 1871 and being compiler's section 6838 of Howell's annotated statutes relative to attachment,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 423 (file No. 182), entitled

A bill to amend section 7 of chapter 201, being compiler's section 6403 of the compiled laws of 1871, and being compiler's section 7992 of Howell's annotated statutes, relative to attachment,

□ Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 161 (file No. 103), entitled

A bill to prohibit the use of free passes on railroads by members of the Legislature,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brown,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 607 (file No. 194), entitled

A bill to detach certain territory from the township of Manistique, in the county of Schoolcraft, and to organize the same into a separate township, to be known as the township of Doyle,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sharp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Stevens	
Benson	Garvelink	Park	Taylor	
Boughner	Gilbert	Porter	Weiss	
Brown	Holcomb	Prindle	Wilcox	
Crocker	Miller	Sharp	Wilkinson	
Fleishem	Morrow	Smith	Wisner	24

NAYS.

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Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on labor interests:

The committee on labor interests, to whom was referred

Senate bill No. 150 (file No. 78), entitled

A bill to regulate the hours of labor upon street surface railroads for passenger travel, organized under the laws of this State and agreements in reference thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in:

By striking out in line 9 of section 1, the words "reasonable extra compensation must be paid at the rate" and inserting in lieu thereof the words "no less compensation shall be paid than the regular daily rate of wages."

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. MILLER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Miller,

The Senate concurred in the amendment made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Industrial Home for Girls:

The committee on Industrial Home for Girls report that they have visited that institution and submit the following brief report. It finds that its material welfare has been diligently attended to, its buildings well cared for and its business management fairly well conducted.

We find the whole number of girls entering the home is 648; number contracted for services, 53; number contracted to parents, 3; number

returned as unfit subjects, 30; number discharged for various reasons, 84; number discharged for good behavior, 193; number that have died in the home, 9; number at present in the home, 241.

The sanitary condition of the home is excellent, except the building used for a school, which is poorly ventilated and there is not sufficient room for the number now at the home. In regard to the management of the home, while we believe that strict discipline is necessary, we think that at times the punishment is rather severe.

The manner proscribed by law of placing girls in homes, we have been informed by a member of the board of control has not been strictly adhered to in all cases. All of which is respectfully submitted.

A. C. McCORMICK, *Chairman.*

The report was accepted and ordered spread on the Journal.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, March 18, 1891.

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 269 (file No. 146), being

An act to amend section 3, of chapter 1; sections 2 and 3, of chapter 2; section 2, of chapter 4; the twenty-fifth subdivision of section 2 and section 14, of chapter 5; sections 1, 2, 4, 5, 13 and 14, of chapter 6; section 1, of chapter 8; section 1, of chapter 10: section 1, of chapter 12, and section 19, of chapter 13, of act No. 362 of the local acts of 1889, entitled "An act to incorporate the city of Ironwood, in the county of Gogebic," approved April 8, 1889, and to add one new section thereto to stand as section 9 of chapter 2.

EDWIN B. WINANS, *Governor.*

The message was received.

GENERAL ORDER

On motion of Mr. Porter,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Smith to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 79 (file No. 33), entitled

A bill to establish free employment offices in the cities of Detroit, Grand Rapids, Saginaw, Kalamazoo, Manistee, Sault Ste. Marie, Ishpeming and Ironwood.

Also,

Senate bill No. 112 (file No. 156), entitled

A bill to reincorporate the village of Farwell, in the county of Clare,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

FRANK SMITH, *Chairman.*

Report accepted.

On motion of Mr. Smith,

The Senate concurred in the amendments made to the above named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Doran,

The Senate took a recess until 1 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 1 o'clock P. M.

Roll call: a quorum present.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 20, 1891. }

To the President of the Senate:

Sir—I am instructed by the House to transmit the following:

House bill No. 305 (file No. 185), entitled

A bill to provide for the construction and maintenance of roads and bridges in and by the county of Saginaw, and to authorize said county to raise money therefor by issuing bonds.

Also,

House bill No. 155 (file No. 147), entitled

A bill to amend section 5 of act number 289, of the local acts of 1885, entitled "An act to incorporate the village of Ontonagon, county of Ontonagon, and State of Michigan," approved March 20, 1885,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Miller	Mr. Sabin
Benson	Fridlander	Morrow	Stevens
Beers	Garvelink	Mugford	Taylor
Boughner	Gilbert	Park	Toan
Crocker	Holcomb	Porter	Wilkinson
Doran	McCormick	Prindle	Wisner 24

NAYS.

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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

MOTIONS AND RESOLUTIONS.

Mr. Fleshier offered the following resolution:

Resolved, That a committee be appointed to investigate the alleged entry of the northwest quarter of the southwest quarter of section sixteen, township forty-five north, of range forty west, at the State land office; and they are hereby instructed to proceed as soon as possible to investigate certain charges made by Edward V. Conely of Watersmeet, Michigan, and that said committee be and they are hereby authorized to take testimony, to send for persons and papers, and to employ all the necessary clerical assistance; and that they report to the Senate as soon as practicable the result of their investigation, with such recommendation as they may think proper to make thereupon.

On motion of Mr. Fleshier,

The resolution was referred to the committee on public lands.

THIRD READING OF BILLS.

Senate bill No. 79 (file No. 33), entitled

A bill to establish free employment offices in the cities of Detroit, Grand Rapids, Saginaw, Kalamazoo, Manistee, Sault Ste. Marie, Ishpeming and Ironwood,

Was read a third time, and pending the taking of a vote upon its passage,

On motion of Mr. Milnes,

The bill was laid on the table.

Senate bill No. 112 (file No. 156), entitled

A bill to reincorporate the village of Farwell, in the county of Clare,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Taylor
Benson	Garvelink	Park	Toan
Beers	Gilbert	Porter	Weiss
Boughner	Holcomb	Prindle	Wheeler
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wilkinson
Doran	Milnes	Stevens	Wisner
Fleishiem	Morrow		

30

NAYS.

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The question being on agreeing to the title,

Mr. Prindle moved that the title be amended as follows:

By adding thereto the following words: "And to repeal all acts inconsistent therewith,"

Which motion to amend prevailed and the title as amended was then agreed to.

On motion of Mr. Prindle,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

On motion of Mr. Fleishiem,

Senate bill No. 80, entitled

A bill to authorize the common council of the city of Iron Mountain, in the county of Menominee, by ordinance, to enter into a 30-year contract with the water-works company, organized under the laws of this State, for a supply of water for fire and other city purposes,

Also,

The substitute reported for the same by the committee on cities and villages, entitled

A bill to authorize the common council of the city of Iron Mountain, in the county of Menominee, by ordinance, to enter into contract with the water-works company, organized under the laws of this State, for a supply of water for fire and other city purposes,

Were taken from the table.

The question being on concurring in the substitute reported for the bill by the committee, the Senate did not concur therein, Mr. Fleishiem calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Miller	Mr. Mugford	Mr. Wilcox
Crocker	Milnes	Weiss	

7

NAYS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Stevens
Benson	Garvelink	Porter	Taylor
Boughner	Gilbert	Prindle	Toan
Brown	Holcomb	Sabin	Wheeler
Doran	McCormick	Sharp	Wilkinson
Fleishiem	Morrow	Smith	Wisner

24

The question then being on the passage of the original bill,
The bill was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Stevens
Benson	Garvelink	Porter	Taylor
Boughner	Gilbert	Prindle	Toan
Brown	Holcomb	Sabin	Wheeler
Crocker	McCormick	Sharp	Wilkinson
Doran	Mugford	Smith	Wisner
Fleishiem			

25

NAYS.

Mr. Beers	Mr. Milnes	Mr. Weiss	Mr. Wilcox
Miller	Morrow		

6

Title agreed to.

On motion of Mr. Fleishiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Boughner,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Garvelink to the chair.

After some time spent therein the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 114 (file No. 151), entitled

A bill to detach certain territory from the township of Billings, in the county of Gladwin, State of Michigan, and to organize the township of Bentley, in said county.

Also,

Senate bill No. 215, entitled

A bill to authorize the county of Menominee to join with the proper authorities in the State of Wisconsin to construct and keep in repair a bridge across the Menominee river and to raise money therefor.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein and recommend their passage.

II

The committee of the whole have also had under consideration

Senate joint resolution No. 9, entitled

A joint resolution to authorize the Board of State Auditors to settle the claim of Charles Bresler for the unpaid portion of circulating notes or bills;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, with the recommendation that it be printed.

III.

The committee of the whole have also had under consideration

Senate bill No. 134 (file No. 68), entitled

A bill to regulate the uniformity of and to provide text books in all public schools throughout the State, and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act.

Have directed their chairman to report progress and ask leave to sit again.

J. W. GARVELINK, *Chairman.*

Report accepted.

On motion of Mr. Garvelink,

The Senate concurred in the amendments made to the first named bills and the same were placed on the order of third reading of bills.

On motion of Mr. Garvelink,

The Senate concurred in the recommendation of the committee regarding the joint resolution and the same was ordered printed.

On motion of Mr. Garvelink,

The Senate granted leave to the committee of the whole for a further consideration of the third named bill.

By unanimous consent,

Mr. Weiss offered the following resolution:

Resolved, That the committee on cities and villages of the Senate, and municipal corporations of the House, be given the use of the Senate chamber on Tuesday evening March 24, beginning at 7:30 P. M.

Which resolution was adopted.

Mr. Milnes moved that when the Senate adjourns today it stand adjourned until Monday next, at 9:30 o'clock P. M.

Which motion prevailed.

On motion of Mr. Sharp,

Leave of absence was granted to himself until Wednesday next.

On motion of Mr. Milnes,

The Senate adjourned.

Lansing, Monday, March 23, 1891.

The Senate met and was called to order by the President at 9:30 o'clock P. M.

Roll called: a quorum present.

Absent without leave; Messrs. Doran, Miller, Prindle, Stevens and Wilkinson.

On motion of Mr. Fleshier,

All absentees were excused from attendance until tomorrow.

On motion of Mr. Wisner,

Mr. Miller was granted indefinite leave of absence.

By unanimous consent,

Mr. Park offered the following resolution:

WHEREAS, Various grave charges have appeared in the public press, alleging bribery or attempts at bribery, and otherwise involving the integrity of certain members of the State Senate; and

WHEREAS, An investigation is deemed proper and advisable; therefore

Resolved, That the President of the Senate be and is hereby authorized to appoint five members of the Senate to make a full and thorough investigation, with power to send for persons and papers, and employ the necessary clerical aid therein.

The question being on the adoption of the resolution,

The same was adopted.

By unanimous consent,

Mr. Milnes offered the following resolution:

WHEREAS, The columns of the public press of this State are full of scandal, charging Honorable Charles A. Fridlender, an alleged member of this Senate, with living openly and boldly in violation of the laws of this State and the law of God; and

WHEREAS, Said charges have become notorious throughout the whole State, thereby bringing the blush of shame to the cheek of every member of this honorable body; therefore

Resolved, That a special committee of five Senators be appointed by the President to investigate as to the truth or falsity of such charges, and report the facts as found by them back to the Senate, together with such recommendations, as in their judgment shall seem necessary to preserve the honor and dignity of the Senate; and be it further

Resolved, That said committee, when appointed, shall have power to send for persons and papers to further such investigation, and are hereby requested to proceed at once and report back to the Senate within 10 days.

The question being on the adoption of the resolution,

Mr. Wisner moved that the resolution do lie upon the table,

Which motion prevailed, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS. •

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Smith	
Beers	Gilbert	Mugford	Wheeler	
Boughner	Holcomb	Park	Wisner	
Crocker	McCormick	Porter		15

NAYS.

Mr. Brown	Mr. Milnes	Mr. Sabin	Mr. Taylor	
Garvelink				5

PRESENTATION OF PETITIONS.

No. 238. By Mr. Mugford: Petition of J. H. Blades and 48 others, against the passage of the bill to prohibit the shooting of patridges for the term of five years.

Referred to committee on fisheries.

No. 239. By Mr. Wisner: Resolution of citizens of Saginaw City against the passage of the bill pending to provide for uniform public school text books.

Referred to committee on education and public schools.

On motion of Mr. Wisner,

The petition was ordered spread on the Journal as follows:

GERMANIA, OF EAST SAGINAW, MICH., }
March 23, 1891. }

To the Senate and House of Representatives of the State of Michigan:

GENTLEMEN—At a meeting of the citizens of the city of Saginaw, called by the Germania society to consider the bill introduced in the State Senate by Senator Bastone, to provide for uniform text books to be used in public schools of this State, the following resolutions were unanimously adopted:

Resolved, That we are unalterably opposed to the passage of said bill, believing that said bill would have a tendency to undermine and destroy the splendid and magnificent educational system which we are so justly proud of and now enjoy, and believing also that this is a blow aimed at the rights of the people to local self government.

Resolved, That we urge our Representatives at Lansing to use all honorable means to defeat this or any similar measure.

HERMANN VASOLD, *President*.

RICHARD E. C. LOEUL, *Secretary*.

No. 240. By the President: Petition of Converse Close, of Grattan, Michigan, against an appropriation of \$50,000 for a national G. A. R. encampment at Detroit.

Referred to committee on military affairs.

The petition was ordered spread on the Journal, as follows:

To the Members of the Legislature of Michigan, Individually and Collectively:

A protest and an appeal.

As an humble citizen of this State for nearly 50 years, I most earnestly, but respectfully protest against the appropriation by your honorable body, of \$50,000 (more or less) to aid the city of Detroit in its reception of the G. A. A. encampment in August next.

It does seem entirely out of place to tax our people in aid of an occasion for mere pleasure, especially when so many thousands, many of, them of our own State, are literally starving for the necessities of life, in a large portion of our common country because nature has withheld the "early and later rains."

Therefore I appeal to you, and though you to citizens generally, irrespective of party associations, sects or creeds, to give from our abundance, by individual contributions, generously and liberally in aid of those suffering friends—for the sake of our common humanity.

CONVERSE CLOSE.

Grattan, Mich., March 20, 1891.

No. 241. By Mr. Brown: Petition of Salem F. Kennedy and 50 citizens of Lakeview, Montcalm county, against an amending of the law relative to the killing of deer or partridge within this State.

Referred to the committee on fisheries.

REPORTS OF STANDING COMMITTEES.

By the committee on constitutional amendments:

The committee on constitutional amendments, to whom was referred

House joint resolution No. 3, entitled

A joint resolution requesting the Senate and House of Representatives of the United States to propose and submit to the legislatures of the several states amendments to the constitution of the United States providing for the election of President and Vice President of the United States by a direct vote of the people, and for the election of United States Senators on a general ticket by the people of each state,

A majority of this committee respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

PETER E. PARK, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole and placed on the general order.

By unanimous consent,

Mr. Milnes presented the following petition:

No. 242. By Mr. Milnes: Petition of executive officers of the Womans'

Christian Temperance Union of the State, asking the appointment of a commission to look into the effects of the liquor traffic on the commonwealth.

Referred to committee on liquor traffic.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, March 21, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 281, being

An act to constitute the president of the village of Newberry an ex officio member of the board of supervisors of Luce county, and to fix his compensation.

EDWIN B. WINANS, *Governor.*

The message was received.

COMMUNICATIONS FROM STATE OFFICERS.

ADJUTANT GENERAL'S OFFICE, }
Lansing, March 20, 1891. }

To the President of the Senate:

SIR—In compliance with resolution of the Senate of the 6th inst. requesting information from this department regarding bounties, etc.

I have the honor to submit the following statement:

No. of men mustered into service up to Dec. 31, 1863.....	53,749
No of men mustered into service from Dec. 31, 1863 to	
Nov. 1, 1864.....	27,616
No. of men mustered from Nov. 1, 1864 to close of war..	9,382
	<hr/> 36,998
Total furnished by Mich.	<hr/> 90,747

From the Quartermaster General's report it appears that 18,580 men received State bounty.

From a report of the Adjutant General dated Lansing, May 3, 1883, to the Senate, it appears that 9,085 men enlisted between May 15, 1864, and February 3, 1865, who did not receive the State bounty.

It is found that a large proportion of those enlisting during the years 1864-5 are not entitled to the bounty for reason of not being credited to the place of residence, the soldier taking advantage of the fact of larger local bounty being paid in other localities than at his place of residence.

Very respectfully,

J. S. FARRAR,
Adjutant General.

The communication was received, ordered spread on the Journal and referred to the committee on military affairs.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 28, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 443 (file No. 136), entitled

A bill to reincorporate the city of Mason,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March, 20, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 571 (file No. 201), with amended title as follows:

A bill to amend section 9 of article 2, of act No. 198 of the session laws of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," as amended by act No. 177 of the session laws of 1877, and act 230 of the public acts of 1887, and act 202 of the public acts of 1889."

Also,

House bill No. 695 (file No. 199), entitled

A bill to authorize and empower the council of the village of Red Jacket, in the county of Houghton, to borrow money for the purpose of building and constructing a system of sewerage in the said village of Red Jacket and issue the bonds of said village therefor.

Also,

House bill No. 549 (file No. 197), entitled

A bill to provide for acquiring by purchase or condemnation by any of the cities of the State of all the rights of toll road companies in the streets of such city,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on railroads.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

The third named bill was read a first and second time by its title and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 20, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Senate bill No. 213, entitled

A bill to amend sections 4, 5, 6, 9, 11, 12, 15, 37, 39, 45, 48, 61, 62, 64, 83, 92, 100, 103, 110, and to repeal sections 44, 63 and 70 of act No. 219 of the session laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21, 1873, and all acts and parts of acts amendatory of said said sections, and to add thereto two new sections to stand as sections 114 and 115,

In the passage of which Senate bill No. 213 the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

THIRD READING OF BILLS.

Senate bill No. 215, entitled

A bill to authorize the county of Menominee to join with the proper authorities in the State of Wisconsin to construct and keep in repair a bridge across the Menominee river, and to raise money therefor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone
Benson
Beers

Mr. Fridlender
Garvelink
Gilbert

Mr. Morrow
Mugford
Park

Mr. Taylor
Toan
Weiss

Mr. Boughner	Mr. Holcomb	Mr. Porter	Mr. Wheeler
Brown	McCormick	Sabin	Wilcox
Crocker	Milnes	Smith	Wisner
Fleishiem			

25

NAYS.

0

Title agreed to.

On motion of Mr. Fleishiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Park,

The Senate adjourned.

Lansing, Tuesday, March 24, 1891.

The Senate met and was called to order by the President.

Roll called: a quorum present.

Absent without leave: Messrs. Prindle and Stevens.

On motion of Mr. Fleishiem,

Mr. Stevens was granted indefinite leave of absence.

On motion of Mr. Milnes,

Mr. Prindle was granted indefinite leave of absence.

PRESENTATION OF PETITIONS.

No. 243. By Mr. Wilkinson: Petition of Andrew J. Dale and 8 other citizens of Bellaire, against the incorporation of said village.

Referred to committee on cities and villages.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal as follows:

Bellaire, Mich., March 18, 1891.

We, the undersigned citizens of Bellaire, declare that we are opposed to having said village of Bellaire incorporated.

No. 244. By Mr. Wilkinson: Petition of F. E. Turrell and 45 other citizens of Bellaire, asking for the incorporation of said village.

Referred to committee on cities and villages.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal as follows:

Bellaire, Mich., March 18, 1891.

We, the undersigned citizens of Bellaire, declare that we are in favor of having said village of Bellaire incorporated.

No. 245. By Mr. Wisner: Remonstrance of P. W. Holland and 49 other citizens of Chapin township, Saginaw county, against detaching said

township from Saginaw county and attaching the same to Shiawassee county.

Referred to committee on counties and townships.

No. 246. By Mr. McCormick: Petition of Rosebud Lodge, P. of I. No. 1333, asking for the creation of the office of dairy and food commissioner.

Referred to committee on public health.

On motion of Mr. McCormick,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers and producers in the State of Michigan, believing that the consumers desire pure food, do most respectfully petition your honorable body for the passage of House bill No. 720, which provides for the creation of the office of dairy and food commissioner. And your petitioners will ever pray.

The vote of the lodge is yes.

J. S. SMITH, *Secretary of Lodge 1333.*

No. 247. By Mr. McCormick: Petition of same body, asking the Legislature to pass the bill pending authorizing the payment of State bounties to veteran soldiers.

Referred to committee on military affairs.

On motion of Mr. McCormick,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers of the State of Michigan, believing that the pledges made to our fellow citizens that enlisted in the late war to defend our country, do most respectfully petition your honorable body for the passage of House bill No. 192, which authorizes the payment of State bounties to soldiers mustered from this State into the service of the United States during the years 1861, 1862, 1863, 1864 and 1865, and to provide for the issuing of bonds for the raising of money therefor. And your petitioners will ever pray.

No. 248. By Mr. McCormick: Petition of same body, asking for the passage of the uniform text book bill now pending.

Referred to committee on education and public schools.

On motion of Mr. McCormick,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and the House of Representatives:

GREETING—We, taxpayers of the State of Michigan, believing that a uniform system of text books is needed, and that it will advance the cause of education and be a great saving to the people financially, do most respectfully petition your honorable body for the passage of the bill now pending for that object.

No. 249. By Mr. McCormick: Petition of same body, asking for the passage of the municipal suffrage bill now pending.

Referred to select committee on elections.

On motion of Mr. McCormick,

The petition was ordered spread on the Journal as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers and citizens of the State

of Michigan, believing that the constitution of the United States guarantees equal rights to its citizens and that woman is a citizen and is taxed without representation and that she shows herself competent to fill her place, do most respectfully petition your honorable body for the passage of the suffrage bill now pending in the same.

The vote of our lodge is yes.

J. S. SMITH, *Secretary of Lodge 1333.*

No. 250. By Mr. McCormick: Petition of the same body, in favor of establishing a World's Fair Commission, to suitably exhibit the products of Michigan at the Columbian Exposition.

Referred to committee on State affairs.

On motion of Mr. McCormick,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers of the State of Michigan, believing that the proper exhibition of our farm products in all its various branches at the coming Columbian Exhibition, or World's Fair, will have a tendency to induce immigration to our State, thereby enhancing the value of farm property, open a more direct market for our surplus and prove an honor to our commonwealth, do most respectfully petition your honorable body for the passage of an act establishing a World's Fair Commission, with power to secure a site, procure designs, erect appropriate buildings and conduct the business of an agricultural exhibition in proportion to the magnitude of our extensive and varied industries, with suitable appropriations for the same. And your petitioners will ever pray.

The vote of our lodge is yes.

J. S. SMITH, *Secretary of Lodge 1333.*

On motion of Mr. Doran,

The members of the committee on railroads were excused until this afternoon.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 191, entitled

A bill to authorize the village of Vicksburg to borrow money for the purpose of making public improvements in said village and to issue its bonds for the payment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Section 1, in 5th line strike out the words "twenty-five" and insert in lieu thereof the word "ten." In 7th line strike out the words "a majority" and insert in lieu thereof the words "two-thirds,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 85 (file No. 147), entitled

A bill to amend sections 1 and 2 of local act No. 364, of the year 1889, entitled "An act to incorporate the city of Bessemer, in the county of Gogebic," approved April 10, 1889, and to add a new section to said act to be numbered section 11,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend local act No. 364 of the year 1889, entitled "An act to incorporate the city of Bessemer, in the county of Gogebic," approved April 10, 1889, by adding a new section thereto to be numbered section 11,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the substitute recommended for the bill by the committee.

On motion of Mr. Fleshiem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill, as substituted, was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Smith
Benson	Garvelink	Mugford	Taylor
Beers	Gilbert	Park	Weiss
Brown	Holcomb	Porter	Wilkinson
Crocker	Milnes	Sabin	Wisner
Fleshiem			

21

NAYS.

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Title agreed to.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 19, entitled

A bill to revise and amend act No. 248 of the session laws of 1873, entitled "An act to grant a special charter to the village of Morenci, heretofore incorporated by the board of supervisors of the county of Lenawee,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred Senate bill No. 274 (file No. 158), entitled

A bill to enlarge and extend the territory and borders of school district No. 2, fractional, of the townships of Deep River and Adams, in Arenac county,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Smith
Benson	Garvelink	Mugford	Taylor
Beers	Gilbert	Park	Weiss
Brown	Holcomb	Porter	Wilkinson
Crocker	Milnes	Sabin	Wisner
Fleishiem			

21

NAYS.

0

Title agreed to.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred House bill No. 209 (file No. 107), entitled

A bill to amend sections 10 and 15 of an act, entitled "An act to organize the union school district of the city of Saginaw," being act number 260, laws of 1865, and the acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 50 (file No. 23), entitled

A bill relative to disorderly persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred Senate bill No. 120, entitled

A bill authorizing county boards of school examiners to issue certificates without examination in certain cases, and making teachers' certificates valid in every county of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted.

A minority of the same committee submitted the following report:

By a minority of the committee on education and public schools:

The committee on education and public schools, to whom was referred Senate bill No. 120, entitled

A bill authorizing county boards of school examiners to issue certificates without examination in certain cases, and making teachers' certificates valid in every county of the State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

By inserting after the word "been" in line 8 of section 1, the words "by them before been given a certificate and have since been successfully," and after the word "teaching" in line 9, the words "in the public schools of this State," and in line 22 of section 2, after the word "teach," "Provided, That said board of school examiners may at any time, when they see good cause, after the expiration of said certificate make it obligatory on such teacher to submit to a re-examination," and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN.

Minority report received and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred House bill No. 402 (file No. 175), entitled

A bill to amend sections 22 and 27 of act No. 335 of the local acts of 1889, approved March 19, 1889, entitled "An act to revise and amend act No. 522 of the local acts of 1887," being an act entitled "An act to incorporate the public schools of the city of Muskegon," approved June 18, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

On motion of Mr. Bastone,
Senate bill No. 266, entitled

A bill to provide a tax to be levied upon fishermen of the waters of the great lakes,

Was taken from the table.

On motion of Mr. Bastone,

The bill was referred to the committee on fisheries.

On motion of Mr. Wilkinson,

Senate bill No. 169, entitled

A bill to incorporate the village of Bellaire, in the county of Antrim,

Was taken from the table.

On motion of Mr. Wilkinson,

The bill was referred to the committee on cities and villages.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 24, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:
Senate bill No. 112 (file No. 156), entitled

A bill to reincorporate the village of Farwell, in the county of Clare, and to repeal all acts inconsistent therewith.

In the passage of which Senate bill No. 112, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT, /

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 24, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 551 (file No. 198), entitled

A bill to require all gravel and plank road companies doing business in the State to cut and destroy all noxious weeds growing on lands occupied by them.

Also,

House bill No. 392 (file No. 192), entitled

A bill to legalize the action of the board of supervisors of St. Clair county, Michigan, in establishing the township line between the township of Port Huron and the township of St. Clair, of said county.

Also,

House bill No. 141 (file No. 190), entitled

A bill making an appropriation for the support of the State Public

School for the years 1891 and 1892, for making improvements at that institution and to provide a tax for the same,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The third named bill was read a first and second time by its title, and referred to the committee on State Public School.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Sabin,

The rules were suspended and the committee of the whole was discharged from the further consideration of

Senate bill No. 191, entitled

A bill to authorize the village of Vicksburg to borrow money for the purpose of making public improvements in said village and to issue its bonds for the payment of the same.

On motion of Mr. Sabin,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshien	Mr. Milnes	Mr. Sabin	
Benson	Fridlender	Morrow	Smith	
Beers	Garvelink	Mugford	Taylor	
Boughner	Gilbert	Park	Weiss	
Brown	Holcomb	Porter	Wisner	20

NAYS.

0

Title agreed to.

GENERAL ORDER.

On motion of Mr. Porter,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Fleshien to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 198 (file No. 92), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Ox Bow lake drain, in the township of

Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain, and the assessment and collection of taxes therefor,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

JOSEPH FLESHIEM, *Chairman.*

Report accepted.

The above named bill was placed on the order of third reading of bills.

On motion of Mr. Wisner,

The rules were suspended and the committee of the whole was discharged from the further consideration of

Senate bill No. 150 (file No. 78), entitled

A bill to regulate the hours of labor upon street surface railroads for passenger travel, organized under the laws of this State and agreements in reference thereto.

On motion of Mr. Wisner,

The bill was referred to the committee on judiciary.

On motion of Mr. Wisner,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

The President made the following announcements:

Lansing, March 24, 1891.

By authority given me by concurrent resolution to appoint three members of the Senate to act with a like number of members of the House to arrange and report a plan for the distribution of the Michigan Manual for 1891, I hereby appoint as such committee Messrs. Holcomb, Porter and Fleshiem.

JOHN STRONG,

President of the Senate.

Lansing, March 24, 1891.

By authority granted me by the Senate to appoint a committee of five to investigate the alleged bribery, or attempts at bribery, of certain members of the State Senate, I hereby appoint as such committee Messrs. Park, Crocker, Mugford, Wheeler and Prindle.

JOHN STRONG,

President of the Senate.

REPORTS OF STANDING COMMITTEES.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred House bill No. 624 (file No. 191), entitled

A bill to attach certain lands in the township of Hancock, in Houghton county, to school district No. 1 of said township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred House bill No. 60 (file No. 102), entitled

A bill to amend section 19 of chapter 3 of act No. 164 of the session laws of 1881, being section 5071 of Howell's annotated statutes, and section 3 of chapter 10 of act No. 164 of the session laws of 1881, being section 5134 of Howell's annotated statutes, relative to revising and consolidating the laws in relation to public instruction and primary schools,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

Mr. Bastone, as chairman of the committee on education and public schools, made request that Senate bill No. 43 and Senate bill No. 130 be ordered printed for the use of the committee.

Which request was granted and the above named bills were ordered printed.

By the committee on asylums for the insane:

The committee on asylums for the insane to whom was referred Senate bill No. 46, entitled

A bill providing for the erection of cottages at the Eastern Michigan Asylum at Pontiac, for the purchase of additional land for said Asylum, and making provision by taxation for the payment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Sec. 3, line 2, strike out the following words: "to purchase said land there be appropriated out of the State treasury the sum of ten thousand dollars, and for the erection of." In line 5 strike out the first word "of" and insert in lieu thereof the words "to enact." In same line after the word "cottages" insert the words "there be appropriated," and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee on finance and appropriations.

GENERAL ORDER.

On motion of Mr. Crocker,
The Senate went into committee of the whole on the general order,
whereupon

The President called Mr. Wheeler to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 17 (file No. 44), entitled

A bill to incorporate the village of Athens, in Calhoun county.

Also,

House bill No. 217 (file No. 104), entitled

A bill authorizing and directing the Commissioner of the Land Office to remit the appraised improvements on a certain parcel of primary school land in the township of Crockery, county of Ottawa, State of Michigan.

Also,

House bill No. 245 (file No. 108), entitled

A bill to incorporate the Peter White public library of the city of Marquette.

Senate bill No. 197 (file No. 91), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called State road drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor.

Also,

Senate bill No. 196 (file No. 90), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Bickford lake drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor.

Also,

Senate bill No. 194 (file No. 88), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called St. Mary's lake drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor.

Also,

House bill No. 67 (file No. 137), entitled

A bill to amend sections 1 and 2 of act No. 261 of the public acts of 1859, entitled "An act to require railroad corporations within this State to cut and destroy the noxious weeds which grow on the land occupied by them, being sections 2376 and 2377, compiled laws of 1871, and sections 3443 and 3444 of Howell's annotated statutes of Michigan."

Also,

House bill No. 642 (file No. 142), entitled

A bill to prevent the spread of dangerous communicable diseases, by providing for the punishment of wilful offenders.

Also,

Senate bill No. 119 (file No. 58), entitled

A bill to amend an act entitled "An act to provide for the incorporation of mutual fire insurance companies and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94, of the session laws of 1871, approved April 12, 1871," approved April 15, 1873, by adding a new section thereto to stand as section 23.

Also,

Senate bill No. 313 (file No. 99), entitled

A bill to amend compiler's section 723 of the compiled laws of 1871, being compiler's section 762 of Howell's annotated statutes, relative to constables and their bonds.

Also,

Senate bill No. 34 (file No. 17), entitled

A bill to provide for the compensation and to prescribe the duties of certain officers of the county of Kent,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration the following:

Senate bill No. 134 (file No. 68), entitled

A bill to regulate the uniformity of and to provide text books in all public schools throughout the State and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

A. O. WHEELER, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Wheeler,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Beers,

The rules were suspended and the committee of the whole was discharged from the further consideration of

Senate bill No. 202, entitled

A bill to repeal sections 18, 19 and 20 of the general tax law of 1882, sections 18, 19 and 20 of chapter 27 of the general tax law of 1889, of Howell's annotated statutes of Michigan, and so much of all other acts and parts of acts as relate to township boards of review in townships.

On motion of Mr. Beers,

The bill was referred to the committee on judiciary.

On motion of Mr. Fleshiem,

By a vote of two-thirds of all the Senators elect,

Senate bill No. 85 (file No. 147), entitled

A bill to amend local act No. 364 of year 1889, entitled "An act to incorporate the city of Bessemer, in the county of Gogebic," approved April 10, 1889, and to add a new section to said act to be numbered section 11,

Was ordered to take immediate effect.

On motion of Mr. Sabin,

By a vote of two-thirds of all the Senators elect,
Senate bill No. 191, entitled

A bill to authorize the village of Vicksburg to borrow money for the purpose of making public improvements in said village and to issue its bonds for the payment of the same,

Was ordered to take immediate effect.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect,
Senate bill No. 274 (file No. 158), entitled

A bill to enlarge and extend the territory and borders of school district No. 2, fractional, of the townships of Deep River and Adams, in Arenac county,

Was ordered to take immediate effect.

On motion of Mr. Garvelink,

The Senate resumed the order of

THIRD READING OF BILLS.

Senate bill No. 198 (file No. 92), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Ox Bow drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Mugford	Mr. Taylor	
Benson	Garvelink	Park	Toan	
Boughner	Gilbert	Porter	Weiss	
Crocker	Holcomb	Sabin	Wheeler	
Doran	Milnes	Smith	Wilcox	20

NAYS.

0

Title agreed to.

Senate bill No. 134 (file No. 68), entitled

A bill to regulate the uniformity of and to provide text books in all public schools throughout the State, and the distribution of the same, and to repeal all statutes and acts contravening the provisions of this act,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Mugford	Mr. Smith	
Benson	Gilbert	Park	Toan	
Boughner	Milnes	Porter	Wheeler	
Crocker	Morrow	Sabin	Wilcox	
Doran				17

NAYS.

Mr. Garvelink	Mr. Weiss	2
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Title agreed to.

Mr. Bastone moved that the bill be ordered to take immediate effect.

Which motion did not prevail, two-thirds of all the Senators elect not voting therefor.

House bill No. 17 (file No. 44), entitled
 A bill to incorporate the village of Athens, in Calhoun county,
 Was read a third time and passed, a majority of all the Senators elect
 voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Taylor
Benson	Gilbert	Park	Toan
Boughner	Holcomb	Porter	Weiss
Crocker	Milnes	Sabin	Wheeler
Doran	Morrow	Smith	Wilcox
Fleishiem			

21

NAYS.

0

Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to
 take immediate effect.

House bill No. 217 (file No. 104), entitled

A bill authorizing and directing the Commissioner of the Land Office to
 remit the appraised improvements on a certain parcel of primary school
 land in the township of Crockery, county of Ottawa, State of Michigan,

Was read a third time and passed, a majority of all the Senators elect
 voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleishiem	Mr. Park	Mr. Toan
Benson	Garvelink	Porter	Weiss
Boughner	Gilbert	Sabin	Wheeler
Crocker	Holcomb	Smith	Wilcox
Doran	Mugford	Taylor	Wisner

20

NAYS.

0

Title agreed to.

House bill No. 245 (file No. 108), entitled

A bill to incorporate the Peter White public library, of the city of Mar-
 quette,

Was read a third time and passed, a majority of all the Senators elect
 voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleishiem	Mr. Mugford	Mr. Taylor
Benson	Garvelink	Park	Weiss
Boughner	Gilbert	Porter	Wheeler
Crocker	Holcomb	Sabin	Wilcox
Doran	Milnes	Smith	Wisner

20

NAYS.

0

The question being on agreeing to the title.

Mr. Fleishiem moved to amend the title to read as follows, viz.: "A bill
 to provide for the organization, support and management of a free public

library in the city of Marquette, to be known as "The Peter White Public Library of the City of Marquette,"

Which motion to amend prevailed and the title as amended was then agreed to.

Senate bill No. 197 (file No. 91), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called State road drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Mugford	Mr. Taylor	
Benson	Garvelink	Park	Weiss	
Boughner	Gilbert	Porter	Wilcox	
Crocker	Holcomb	Sabin	Wisner	
Doran	Milnes	Smith		19

NAYS.

0

Title agreed to.

Senate bill No. 196 (file No. 90), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Bickford lake drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Mugford	Mr. Taylor	
Benson	Garvelink	Park	Weiss	
Boughner	Gilbert	Porter	Wilcox	
Crocker	Holcomb	Sabin	Wisner	
Doran	Milnes	Smith		19

NAYS.

0

Title agreed to.

Senate bill No. 194 (file No. 88), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Saint Mary's lake drain, in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Mugford	Mr. Taylor	
Benson	Garvelink	Park	Weiss	
Boughner	Gilbert	Porter	Wilcox	
Crocker	Holcomb	Sabin	Wisner	
Doran	Milnes	Smith		19

NAYS.

0

Title agreed to.

House bill No. 67 (file No. 137), entitled

A bill to amend sections 1 and 2, of act No. 261 of the public acts of 1859, entitled "An act to require railroad corporations within this State to cut and destroy the noxious weeds which grow on the land occupied by them," being sections 2376 and 2377 compiled laws of 1871, and sections 3443 and 3444 of Howell's annotated statutes of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Mugford	Mr. Taylor	
Benson	Garvelink	Park	Weiss	
Boughner	Gilbert	Porter	Wheeler	
Crocker	Holcomb	Sabin	Wilcox	
Doran	Milnes	Smith	Wisner	20

NAYS.

0

Title agreed to.

House bill No. 642 (file No. 142), entitled

A bill to prevent the spread of dangerous communicable diseases, by providing for the punishment of wilful offenders,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Park	Mr. Weiss	
Benson	Garvelink	Porter	Wheeler	
Boughner	Gilbert	Sabin	Wilcox	
Crocker	Milnes	Smith	Wisner	
Doran	Mugford	Taylor		19

NAYS.

0

Title agreed to.

Senate bill No. 119 (file No. 58), entitled

A bill to amend an act entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," approved April 15, 1873, by adding a new section thereto, to stand as section 23,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Park	Mr. Weiss	
Benson	Garvelink	Porter	Wheeler	
Boughner	Gilbert	Sabin	Wilcox	
Crocker	Holcomb	Smith	Wisner	
Doran	Mugford	Taylor		19

NAYS.

0

Title agreed to.

Senate bill No. 313 (file No. 99), entitled

A bill to amend compiler's section 723 of the compiled laws of 1871.

being compiler's section 762 of Howell's annotated statutes, relative to constables and their bonds,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS:

Mr. Bastone	Mr. Fleshier	Mr. Mugford	Mr. Taylor	
Benson	Garvelink	Park	Weiss	
Boughner	Gilbert	Porter	Wheeler	
Crocker	Holcomb	Sabin	Wilcox	
Doran	Milnes	Smith	Wisner	20

NAYS.

0

Title agreed to.

Senate bill No. 34 (file No. 17), entitled

A bill to provide for the compensation and to prescribe the duties of certain officers of the county of Kent,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Mugford	Mr. Taylor	
Benson	Garvelink	Park	Weiss	
Boughner	Gilbert	Porter	Wheeler	
Crocker	Holcomb	Sabin	Wilcox	
Doran	Milnes	Smith	Wisner	20

NAYS.

0

Title agreed to.

By unanimous consent,

The committee on labor interests made the following report:

By the committee on labor interests:

The committee on labor interests, to whom was referred

Senate bill No. 187 (file No. 84), entitled

A bill to provide for the protection of associations and unions of workmen and artisans in their labels, trade-marks, and forms of advertisement, and to punish the counterfeiting and fraudulent use of such labels, trade-marks, and forms of advertisement,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER E. PARK, *Chairman, pro tem.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on labor interests:

The committee on labor interests, to whom was referred

Senate bill No. 188 (file No. 85), entitled

A bill to repeal act No. 11 of the session laws of 1877, entitled "An act obstructing the operation and business of railroad companies and other corporations, firms and individuals," the same being compiler's sections 9274, 9275 and 9276 of Howell's annotated statutes of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER E. PARK, *Chairman, pro tem.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent,

Mr. Benson presented the following petition:

No. 151. By Mr. Benson: Resolutions of Livingston County Teachers' Association, in favor of county supervision of schools.

Referred to the committee on education and public schools.

On motion of Mr. Benson,

The petition was ordered spread on the journal, as follows:

Howell, March 14, 1891.

WHEREAS, We as teachers of Livingston county, assembled at our associational meeting at Howell on this 14th day of March, 1891, do most heartily approve of county supervision of schools; therefore be it

Resolved, That we do hereby enter our protest against all efforts which are made by certain members of our State Legislature to abolish such supervision; and

Resolved, That we instruct our secretary to furnish a copy of these resolutions to our various county papers for publication and also instruct her to send a copy to both our State Representative and State Senator.

Yours respectfully,

LENA ROBERTS, *Secretary.*

On motion of Mr. Mugford,

By a vote of two-thirds of all the Senators elect,

Senate bill No. 198 (file No. 92), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Ox Bow drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor,

Was ordered to take immediate effect.

On motion of Mr. Mugford,

By a vote of two-thirds of all the Senators elect,

Senate bill No. 197 (file No. 91), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called State road drain, in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor,

Was ordered to take immediate effect.

On motion of Mr. Mugford,

By a vote of two-thirds of all the Senators elect,

Senate bill No. 196 (file No. 90), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Bickford lake drain in the township of Riverton, Mason county, Michigan, and to provide for and authorize the

re-establishment of such drain and the assessment and collection of taxes therefor,

Was ordered to take immediate effect.

On motion of Mr. Mugford,

By a vote of two-thirds of all the Senators elect,

Senate bill No. 194 (file No. 88), entitled

A bill to legalize some of the records and proceedings had in establishing and constructing the so-called Saint Mary's lake drain, in the township of Riverton, Mason county, Michigan, and to provide for and authorize the re-establishment of such drain and the assessment and collection of taxes therefor,

Was ordered to take immediate effect,

On motion of Mr. Porter,

By a vote of two-thirds of all the Senators elect,

House bill No. 217 (file No. 104), entitled

A bill authorizing and directing the Commissioner of the Land Office to remit the appraised improvements on a certain parcel of primary school land in the township of Crockery, county of Ottawa, State of Michigan,

Was ordered to take immediate effect.

On motion of Mr. Fleshiem,

By a vote of two-thirds of all the Senators elect,

House bill No. 245 (file No. 108), entitled

A bill to provide for the organization, support and management of a free public library in the city of Marquette, to be known as the Peter White Public Library of the city of Marquette,

Was ordered to take immediate effect.

On motion of Mr. Sabin,

By a vote of two-thirds of all the Senators elect,

Senate bill No. 119 (file No. 58), entitled

A bill to amend an act entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," approved April 15, 1873, by adding a new section thereto, to stand as section 23.

Was ordered to take immediate effect.

On motion of Mr. Morrow,

The Senate adjourned.

Lansing, Wednesday, March 25, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Mr. Wilkinson.

On motion of Mr. Wheeler,

Mr. Wilkinson was granted indefinite leave of absence.

PRESENTATION OF PETITIONS.

No. 152. By Mr. Wisner: Resolutions of the board of supervisors of Saginaw county, protesting against a detachment of certain townships from the county of Saginaw and attaching the same to the county of Shiawassee. Referred to committee on counties and townships.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred House bill No. 247 (file No. 89), entitled

A bill to revise the charter of the city of Negaunee, in Marquette county, being amendatory of an act entitled "An act to incorporate the city of Negaunee, in Marquette county," approved April 11, 1873, and the acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. S. BEERS, *Chairman*,

Report accepted and committee discharged.

On motion of Mr. Fleshier,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Taylor
Benson	Garvelink	Park	Toan
Beers	Gilbert	Porter	Weiss
Boughner	Holcomb	Prindle	Wheeler
Crocker	Milnes	Sabin	Wilcox
Doran	Morrow	Smith	Wisner
Fleshier			

25

NAYS.

0

Title agreed to.

On motion of Mr. Fleshier,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages to whom was referred Senate bill No. 81, entitled

A bill relating to the city of Menominee and to amend act No. 228 of the session laws of 1883, entitled "An act to incorporate the city of Menominee," approved March 16, 1883,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

MOTIONS AND RESOLUTIONS.

Mr. Brown offered the following resolution:

Resolved by the Senate of the State of Michigan, That a respectful message be sent to the House of Representatives, asking for the return of House bill No. 849, being a bill amending the charter of the city of Saginaw.

The question being on the adoption of the resolution,

Mr. Crocker moved that the consideration of the same be indefinitely postponed;

Which motion prevailed.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 25, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 169 (file No. 86), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on university.

On motion of Mr. Fleshien,

The rules were suspended and the committee of the whole was discharged from the further consideration of

Senate bill No. 81, entitled

A bill relating to the city of Menominee and to amend act No. 228 of the session laws of 1883, entitled "An act to incorporate the city of Menominee." approved March 16, 1883.

On motion of Mr. Fleshien,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone
Benson
Beers

Mr. Fleshien
Fridlender
Garvelink

Mr. Morrow
Mugford
Park

Mr. Smith
Taylor
Weiss

Mr. Boughner	Mr. Gilbert	Mr. Porter	Mr. Wheeler
Crocker	McCormick	Prindle	Wisner
Doran	Milnes	Sabin	

23

NAYS.

0

Title agreed to.

On motion of Mr. Fleshiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

THIRD READING OF BILLS.

Senate bill No. 114 (file No. 151), entitled

A bill to detach certain territory from the township of Billings in the county of Gladwin, State of Michigan, and to organize the township of Bentley in said county,

Was read a third time, and pending the taking of the vote thereon,

Mr. Prindle moved that section 1 of the bill be amended so as to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That the territory described as follows, to-wit: Townships numbers 17 and 18, north of range 2 east, be and the same is hereby detached from the townships of Billings and Buckeye, Gladwin county, and that the said territory be and the same is hereby organized into a new township, to be called and known as the township of Bentley.

Which motion to amend prevailed.

¶ The bill as amended was then passed, a majority of all the Senators elect voting therefor. by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Morrow	Mr. Smith
Benson	Garvelink	Mugford	Taylor
Beers	Gilbert	Park	Toan
Boughner	Holcomb	Porter	Weiss
Brown	McCormick	Prindle	Wheeler
Crocker	Milnes	Sabin	Wisner
Doran			

25

NAYS.

0

The question being on agreeing to the title,

Mr. Prindle moved to amend the same by annexing the letter "s" to the word "township" where it first occurs and inserting the words "and Buckeye" after the word "Billings;"

Which motion to amend prevailed and the title as amended was then agreed to.

On motion of Mr. Prindle,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Boughner,

The House went into committee of the whole on the general order. whereupon

The President called Mr. Sabin to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

I

Senate bill No. 312 (file No. 137), entitled

A bill to amend section 7388 of the compiled laws of 1871, being section 8965 of Howell's annotated statutes, relative to costs in certain cases.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following:

II

Senate bill No. 89 (file No. 35), entitled

A bill to amend sections 2, 7, 8, 15 and 17, of act No. 262 of the session laws of 1889, entitled "An act for the winding up of mining and manufacturing corporations whose charters have expired," and to repeal sections 12, 13 and 14 of said act No. 262.

Also,

Senate bill No. 131 (file No. 66), entitled

A bill to amend section 9, of act No. 140, of the public acts of 1889, entitled "An act to authorize the formation of corporations for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon," approved June 8, 1889,

Have directed their chairman to report progress and ask leave to sit again.

MARDEN SABIN, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Sabin,

The Senate granted leave for a further consideration of the second named bills by the committee of the whole.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 25, 1891. }

To the President of the Senate:

Sir—I am instructed by the House to respectfully request the return of Senate bill No. 213.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

On motion of Mr. Wisner,

The committee on engrossment and enrollment was discharged from the further consideration of the bill and the same was ordered returned to the House.

The President also announced the following:

HOUSE OF REPRESENTATIVES,
Lansing, March 25, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Senate bill No. 80, entitled

A bill to authorize the common council of the city of Iron Mountain, in the county of Menominee, by ordinance, to enter into a 30-year contract with any water-works company, organized under the laws of this State, for a supply of water for fire and other city purposes,

In the passage of which bill, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

MESSAGES FROM THE GOVERNOR.

The President announced a communication from the Governor upon executive business.

The message was received.

On motion of Mr. Beers,

The Senate went into

EXECUTIVE SESSION.

The time being 11:35 o'clock A. M.

The executive session closed, the time being 11:50 o'clock A. M.

On motion of Mr. Wisner,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 285, entitled

A bill to authorize the village of Mayville to borrow money on its faith and credit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bastone,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Morrow	Mr. Stevens
Benson	Fridlender	Mugford	Toan
Beers	Garvelink	Park	Weiss
Boughner	Gilbert	Porter	Wheeler
Brown	Holcomb	Prindle	Wilcox
Crocker	McCormick	Sabin	Wisner
Doran	Milnes	Smith	
			27

NAYS.

0

Title agreed to.

On motion of Mr. Gilbert,

The members of the committee on finance and appropriations were excused from attendance for the afternoon.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 25, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:
Senate bill No. 213, entitled

A bill to amend sections 4, 5, 6, 9, 11, 12, 15, 37, 39, 45, 48, 61, 62, 64, 83, 92, 100, 103, 110, and to repeal sections 44, 63 and 70 of act No. 219 of the session laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21, 1873, and all acts and parts of acts amendatory of said sections, and to add thereto two new sections to stand as sections 114 and 115,

Which title has been amended as follows:

By striking out in line 3 the words "sixty-two" and inserting in same line after the words "ninety-two" the words "ninety-nine."

In the passage of which bill as amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question then being upon the adoption of the amendment to the title made by the House,

The title, as amended by the House, was concurred in.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Mugford	Mr. Taylor	
Benson	Fridlender	Park	Toan	
Beers	Garvelink	Porter	Weiss	
Boughner	Gilbert	Prindle	Wheeler	
Brown	Holcomb	Sabin	Wilcox	
Crocker	Milnes	Smith	Wisner	
Doran	Morrow	Stevens		27

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES,
Lansing, March 25, 1891.

To the President of the Senate:

SIR—I am instructed by the House to transmit the following resolution:
WHEREAS, House bill No. 849, entitled

A bill to amend sections 4 and 5 of title 2, sections 14 and 17 of title 3, sections 4, 5, 6, 7, 8, 11, 15, and 17 of title 4, sections 2, 7, 8, and 9, of title 5, sections 4, 5, 6, 7, 8, 9, 10, 22 and 30 of title 6, sections 8 and 13 of title 10, sections 3, 5, 6, 8, and 15 of titles 11 and 12, and sections 10, 22, 30, 31, and 32 of title 14 of an act, entitled "An act to annex the territory embraced within the city of East Saginaw to that of the city of Saginaw and to consolidate the city of East Saginaw with Saginaw under the name of the city of Saginaw, to specify and fix the boundaries of the consolidated city, to provide for assuming and payment of the indebtedness and liabilities of the present cities of East Saginaw and Saginaw, and for the ownership of all their corporate property and rights; to define the corporate rights, powers and privileges of said city of Saginaw as so consolidated, and to repeal all acts inconsistent therewith," being act No. 455 of the laws of 1889, and being the charter of the city of Saginaw,

Which is now in the hands of the committee on engrossment and enrollment for enrollment, is found to contain provisions, the existence of which was not known to the House at the time of its passage, the same having been recommended by the committee on municipal corporations of the House under a misapprehension as to its acceptability to the locality interested;

Therefore, resolved, That a respectful message be sent to the Senate, asking that body to recall the bill from the House, in order that it may be placed in a position for further consideration by the House.

Which has been adopted by the House unanimously.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

Mr. Wisner moved that the message containing the resolution do lie on the table;

Which motion prevailed, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Fridlender	Mr. Mugford	Mr. Smith
Boughner	Gilbert	Park	Stevens
Crocker	Holcomb	Porter	Wheeler
Doran	McCormick	Prindle	Wisner
Fleishem	Morrow		

18

NAYS.

Mr. Bastone	Mr. Milnes	Mr. Taylor	Mr. Weiss
Brown	Sabin	Toan	Wilcox
Garvelink			

9

Mr. Milnes moved to reconsider the vote by which the consideration of the resolution offered by Mr. Brown, relative to the return of the said House bill No. 849 to the Senate, was indefinitely postponed.

Mr. Wisner moved that the motion to reconsider do lie on the table;

Which motion prevailed, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Fridlender	Mr. Morrow	Mr. Smith
Crocker	Gilbert	Mugford	Stevens
Doran	Holcomb	Park	Wheeler
Fleishem	McCormick	Porter	Wisner

16

NAYS.

Mr. Benson	Mr. Milnes	Mr. Taylor	Mr. Weiss
Brown	Prindle	Toan	Wilcox
Garvelink	Sabin		

10

GENERAL ORDER.

On motion of Mr. Bastone,

The Senate went into committee of the whole on the general order, whereupon,

Whereupon the President called Mr. Benson to the chair.

After some time spent therein the committee rose and through their chairman made the following report:

The committee of the whole have had under consideration the following:

I.

Senate joint resolution No. 9 (file No. 4), entitled

Joint resolution to authorize the Board of State Auditors to settle the claim of Charles Bresler for the unpaid portion of circulating notes or bills.

Also,

Senate bill No. 183 (file No. 109), entitled

A bill to regulate the method of designating, marking and recording corners of subdivisions of sections in this State.

Also,

Senate bill No. 189 (file No. 86), entitled

A bill to amend sections 1 and 2, of act No. 222 of the session laws of 1887, entitled "An act to prevent crime and punish truancy," approved June 22, 1887.

Also,

Senate bill No. 83 (file No. 118), entitled

A bill to authorize the consolidation of street railway and electric light companies,

Have made no amendments thereto and have directed their chairman to report the same back to the Senate and recommend their passage.

II.

The committee of the whole have also had under consideration the following:

Senate bill No. 161 (file No. 103), entitled

A bill to prohibit the use of free passes on railroads by members of the Legislature.

Have directed their chairman to report progress and ask leave to sit again.

JOHN R. BENSON, *Chairman*.

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Benson,

The Senate granted leave for a further consideration of the second named bill by the committee of the whole.

By unanimous consent,

The Senate resumed the order of

THIRD READING OF BILLS.

Senate joint resolution No. 9 (file No. 4), entitled

Joint resolution to authorize the Board of State Auditors to settle the claim of Charles Bresler for the unpaid portion of circulating notes or bills.

Was read a third time and was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fridlender	Mr. Park	Mr. Weiss	
Crocker	Garvelink	Porter	Wheeler	
Doran	Holcomb	Smith	Wisner	
Fleishem	McCormick	Toan		15

NAYS.

Mr. Bastone	Mr. Prindle	Mr. Taylor	Mr. Wilcox	
Milnes	Sabin			6

Mr. Park moved that the vote by which the joint resolution was not passed be reconsidered,

Which motion prevailed.

On motion of Mr. Park,

The joint resolution was then laid on the table.

Senate bill No. 183 (file No. 109), entitled

A bill to regulate the method of designating, marking and recording corners of subdivisions of sections in this State,

Was read a third time and pending the taking of the vote upon its passage,

Mr. Taylor moved that the bill do lie on the table,

Which motion prevailed.

Senate bill No. 189 (file No. 86), entitled

A bill to amend sections 1 and 2, of act No. 222, of the session laws of 1887, entitled "An act to prevent crime and punish truancy," approved June 22, 1887,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fleshien	Mr. Park	Mr. Taylor
Beers	Fridlender	Porter	Toan
Boughner	Garvelink	Prindle	Wheeler
Brown	Gilbert	Sabin	Wilcox
Crocker	McCormick	Stevens	Wisner
Doran	Morrow		

22

NAYS.

Mr. Holcomb	Mr. Mugford	Mr. Smith	3
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Title agreed to.

Senate bill No. 83 (file No. 118), entitled

A bill to authorize the consolidation of street railway and electric light companies,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Morrow	Mr. Stevens
Benson	Fleshien	Mugford	Toan
Beers	Fridlender	Park	Weiss
Boughner	Garvelink	Porter	Wheeler
Brown	Gilbert	Sabin	Wilcox
Crocker	McCormick	Smith	Wisner

24

NAYS.

Mr. Holcomb	Mr. Prindle	Mr. Taylor	3
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Title agreed to.

On motion of Mr. Park,

By unanimous consent,

Senate joint resolution No. 9 (file No. 4), entitled

Joint resolution to authorize the Board of State Auditors to settle the claim of Charles Bresler for the unpaid portion of circulating notes or bills,

Was taken from the table.

The joint resolution was again read and, pending a vote upon its passage,

On motion of Mr. Park,

The joint resolution was laid on the table.

By unanimous consent,

The committee on engrossment and enrollment made the following report:

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 213, entitled

A bill to amend sections 4, 5, 6, 9, 11, 12, 15, 37, 39, 45, 48, 61, 64, 83, 92, 99, 100, 103, 110, and to repeal sections 44, 63, and 70 of act No. 219 of the session laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21, 1873, and all acts and parts of acts amendatory of said sections, and to add thereto two new sections to stand as sections 114 and 115.

Also,

Senate bill No. 112, entitled

A bill to re-incorporate the village of Farwell, in the county of Clare, and to repeal all acts inconsistent therewith.

Also,

Senate bill No. 80, entitled

A bill to authorize the common council of the city of Iron Mountain in the county of Menominee, by ordinance, to enter into a thirty year contract with any water-works company organized under the laws of this State for a supply of water for fire and other city purposes.

CHAS. B. BOUGHNER, *Chairman*.

The report was accepted.

On motion of Mr. Milnes,

Senate joint resolution No. 9 (file No. 4), as amended in committee of the whole, was ordered spread at length upon the Journal, as follows:

Senate joint resolution No. 9 (file No. 4), entitled

JOINT RESOLUTION to authorize the Board of State Auditors to settle the claim of Charles Bresler for the unpaid portion of circulating notes or bills:

WHEREAS, On or about the 12th day of March, 1855, it is claimed that Charles E. Bresler was *bona fide* holder and owner of circulating bills or notes to the amount of about \$8,000, countersigned and registered by the State Treasurer of this State and bearing on their face the words "Countersigned and registered in the State Treasurer's office and secured by pledge of government stock" with the signature of the State Treasurer written beneath said words. Which said notes or bills had been delivered in pursuance of law by the said State Treasurer to a corporation of this State called the Government Stock Bank of Ann Arbor, upon the deposit by said corporation with said State Treasurer of stocks of the government of the United States to wit: Six per cent stock of the loan of 1843, and five per cent Texas indemnity stocks of 1846 to an amount equal to said notes dollar for dollar at par, and which said stocks were at all times at a premium of about nine per cent, and which said notes were intended to and did pass from hand to hand and circulate as money.

It is claimed that said paper money was based upon the public faith of the State; that it would always hold and appropriate said stocks to the payment of said notes. Said notes were issued by the State and, were promi-

ses to pay money. Their payment and redemption was based on the credit of the State.

It is claimed that said notes were presented at the said bank and payment was refused thereon. It is claimed when they were presented to the State Treasurer and he, the said State Treasurer, undertook to redeem the same and did pay about 40 per cent, the reason the balance was not paid at that time was on account of there being no money in the State treasury; and

WHEREAS, It is claimed said balance has never been paid, to said Bresler; therefore be it

Resolved, by the Senate and House of Representatives of the State of Michigan, That the Board of State Auditors are hereby authorized and empowered to hear evidence, and if they shall deem such claim to be legal and just to audit and allow to said Charles E. Bresler the aforesaid claim with interest, or so much thereof as they may find legally and justly due said Bresler by proper evidence and that, on such allowance, the Auditor General issue his warrant on the State Treasurer in favor of said Charles E. Bresler for the amount so audited and allowed, payable out of any money in the treasury not otherwise appropriated.

On motion of Mr. Taylor,

The Senate adjourned.

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Lansing, Thursday, March 26, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 153. By Mr. McCormick: Petition of H. T. Cole and 19 other citizens of Monroe, against the passage of Senate bill No. 2, relating to the city of Monroe.

Referred to committee on cities and villages.

No. 154. By Mr. McCormick: Petition of Jas. T. Roberts and 100 other citizens of Monroe, same subject.

Same reference.

No. 155. By Mr. Beers: Protest of Merrill Milling company and 16 other companies or corporations, against the passage of Senate bill No. 204, relative to manufacturing companies.

Referred to committee on banks and corporations.

REPORTS OF STANDING COMMITTEES.

By the committee on finance and appropriations:

The committee on finance and appropriations to whom was referred House bill No. 84 (file No. 88), entitled

A bill to provide for the continuance of the recompilation and copying of the records in the office of the Adjutant General pertaining to the enlistment, muster, history and final disposition of the soldiers from this State during the war of the rebellion and to make an appropriation therefor,

Respectfully report that they have had the same under consideration, and, have directed me to report the same back to the Senate, with the accompanying amendments thereto, viz.:

First, By striking out of line 1 of section 2, the word "six," and inserting in lieu thereof the word "eight;"

Second, By striking out of line 2 of section 3 the word "three," and inserting in lieu thereof the word "four."

Recommending that the amendments be concurred in and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PETER GILBERT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gilbert,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred Senate bill No. 84, entitled

A bill to incorporate the village of Clifford in Lapeer county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Taylor,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Milnes	Mr. Sabin	
Benson	Fleishem	Morrow	Smith	
Beers	Fridlender	Mugford	Taylor	
Boughner	Garvelink	Park	Toan	
Brown	Gilbert	Porter	Weiss	
Crocker	McCormick	Prindle	Wheeler	24

NAYS.

0

Title agreed to

On motion of Mr. Taylor,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 45 (file No. 70), entitled

A bill to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this State, for the purpose of driving, sorting, holding and delivering logs thereon.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide for the organization and incorporation of companies for clearing out and improving the Ontonagon river, or any of the rivers or streams emptying into the Ontonagon river, in this State, for the purpose of driving, sorting, holding and delivering logs.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the substitute offered for the bill by the committee.

The bill as substituted was referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 929, entitled

A bill to re-incorporate the city of Crystal Falls, in the county of Iron, in the State of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in: Add to end of section three, the words "All the ordinances of said village previously ordained and now in force shall so remain until repealed by proper authority,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Fleshiem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Morrow	Mr. Smith
Benson	Fridlender	Mugford	Taylor
Beers	Garvelink	Park	Toan
Boughner	Gilbert	Porter	Weiss
Brown	McCormick	Prindle	Wheeler
Crocker	Milnes	Sabin	Wisner
Doran			

NAYS.

25

0

Title agreed to.

On motion of Mr. Fleshiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on insurance:

The committee on insurance to whom was referred

Senate bill No. 153 (file No. 162), entitled

A bill to amend section 28 of chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relating to the life insurance companies transacting business within the State,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on insurance:

The committee on insurance to whom was referred

Senate bill No. 331 (file No. 161), entitled

A bill to regulate certain foreign secret or fraternal life insurance associations and corporations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 152 (file No. 163), entitled

A bill to amend chapter 133 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," as heretofore amended, be and the same is hereby amended, by adding thereto three new sections to be known as sections 4309, 4310 and 4311,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

That in line 6, after section 4309, after the word "Michigan" the following be inserted: "And all policies not so issued be void."

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Smith,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 25, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 504 (file No. 229), entitled

A bill to incorporate the public schools of the village of Bancroft.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 25, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following entitled

House bill No. 91 (file No. 139), entitled

A bill to amend section twenty-seven of act 244 of the public acts of 1881, entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots, with the necessary connecting tracks, and the management of the same," the same being section thirty-four hundred and eighty-four of Howell's annotated statutes.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on railroads.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 25, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Senate bill No. 114 (file No. 151), entitled

A bill to detach certain territory from the townships of Billings and Buckeye in the county of Gladwin, State of Michigan, and to organize the township of Bentley, in said county.

Also,

Senate bill No. 136 (file No. 148), entitled

A bill to authorize the county of Ontonagon to borrow money to be used in the payment of outstanding county orders of said county and to issue bonds therefor.

Also,

Senate bill No. 119 (file No. 58), entitled

A bill to amend an act entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," approved April 15, 1873, by adding a new section thereto to stand as section 23.

In the passage of which bills the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The three bills were referred to the committee on engrossment and enrollment for enrollment.

MOTIONS AND RESOLUTIONS.

Mr. Bastone moved that the President be requested to appoint a member of the select committee to investigate the Agricultural College, in lieu of Mr. Withington, who was detained from serving thereon;

Which motion prevailed.

The President thereupon appointed Mr. Fleshiem to fill the vacancy on the said committee.

Mr. Gilbert offered the following resolution:

Resolved, That Senate rule No. 54 be rigidly enforced in this chamber.

The question being on the adoption of the resolution,

The resolution was adopted.

By unanimous consent,

The committee on Reformatory at Ionia made the following report:

By the committee on Reformatory at Ionia:

The committee on Reformatory at Ionia, to whom was referred

Senate bill No. 154 (file No. 81), entitled

A bill making an appropriation for building an extension of shop, additional power, machinery, lumber, furnishings and general repairs at the State House of Correction and Reformatory at Ionia,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

On motion of Mr. Crocker,

The committee on religious and benevolent societies was discharged from the further consideration of

Senate bill No. 233 (file No. 154), entitled

A bill to amend sections 1, 16, 24, and 28 of act No. 187 of the public

acts of 1887, entitled "An act to revise the laws providing for the incorporation of co-operative and mutual benefit associations and to define the powers and duties and regulate the transaction of the business of all such corporations and associations doing business within this State," approved June 17, 1887.

On motion of Mr. Crocker,

The bill was referred to the committee on insurance.

On motion of Mr. Beers,

The members of the committee on cities and villages were excused from attendance until this afternoon.

GENERAL ORDER.

On motion of Mr. Park,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Brown to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following: Senate bill No. 171 (file No. 159), entitled

A bill to amend sections 3 and 4 of act 206 of the laws of 1881, being paragraph 414 and 415 of chapter 13 of Howell's annotated statutes, relating to a uniform system of accounting in State institutions.

Also,

Senate bill No. 50 (file No. 23), entitled

A bill relative to disorderly persons,

Have directed their chairman to report progress and ask leave to sit again.

A. B. BROWN, *Chairman*.

Report accepted.

On motion of Mr. Brown,

The Senate granted leave for a further consideration of the above named bills by the committee of the whole.

By unanimous consent,

The committee on University made the following report:

By the committee on University:

The committee on University, to whom was referred

House bill No. 169 (file No. 86), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER DORAN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

Mr. Bastone moved that the select committee on investigation of the Agricultural College be excused from attendance for the remainder of the day;

Which motion did not prevail.

On motion of Mr. Bastone,

The last named vote was reconsidered.

Mr. Bastone then again moved that the select committee on investigation of the Agricultural College be excused from attendance for the remainder of the day;

Which motion prevailed.

Mr. Taylor moved that the Senate adjourn.

Mr. Doran moved, as an amendment, that the Senate take a recess until 2 o'clock P. M.;

Which amendment prevailed, and the President declared a recess of the Senate until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 430, entitled

A bill to revise and amend the charter of the city of Ishpeming,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

□ Add proviso to end of section 6, chapter 1: "*Provided*, That it shall be necessary to serve only three days notice of registration and of the place of holding the same, in all the wards at the present spring election, to be held April 6, 1891; on all other elections thereafter the notice shall be as otherwise provided in the statute."

Chapter 2, section 2. In line 2 strike out the words "a marshal, a deputy marshal." In line five after the word "necessary" insert the following words "a marshal and deputy marshal shall be appointed by the mayor and confirmed by the common council;"

Chapter 10, section 2, strike out paragraphs "6" and "7" of said section, and paragraph "8" to stand as paragraph "6;"

Chapter 10, section 4. In line 29 after the words "thirty-five thousand dollars" insert the following words "the total indebtedness for all purposes shall never exceed at any one time five per cent of the assessed valuation;"

Chapter 13, section 7. In last line after the word "imprisonment" insert the following "the fine not to exceed \$100 nor the imprisonment,"

And that the bill, when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Fleshier,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fridlender	Mr. Mugford	Mr. Stevens	
Beers	Garvelink	Park	Taylor	
Boughner	Gilbert	Porter	Toan	
Brown	McCormick	Prindle	Weiss	
Doran	Milnes	Sabin	Wilcox	
Fleishiem	Morrow	Smith	Wisner	24

NAYS.

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Title agreed to.

On motion of Mr. Fleishiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 527, entitled

A bill to amend and revise the charter of the city of Marquette, Marquette county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in.

Add the following proviso to the end of section 4, chapter 3: "*Provided that it shall be necessary to serve only three days' notice of registration and of the place of holding the same, in all wards at the present spring election to be held April 6, 1891, but on all other elections thereafter the notice shall be as otherwise provided in the statute.*"

Chapter 4, section 1. In the third line strike out the words "one recorder."

Chapter 4. Strike out all of sections 2 and 3 and insert in lieu thereof the following to stand as section 2:

Section 2. "The following officers shall be appointed by the mayor and confirmed by the common council on or before the first Monday of May in each year, viz. one marshal who shall be chief of police and who shall hold his office during good behavior or at the pleasure of the common council, and who shall appoint so many policemen and night watchmen, as the common council may direct and confirm, one director of the poor, who shall possess all the powers of a director or overseer of the poor of townships under the laws of this State, one assessor, one city attorney, one recorder, who shall be clerk of the common council and one or more fire wardens for the city, a president pro tempore, who shall preside at all meetings of the common council in the absence of the mayor, sealers of weights and measures, and such other officers as may be necessary to carry into effect the powers herein granted, and as the common council may from time to time direct."

Sec. "4" to stand as section "3;"

Sec. "5" to stand as section "4;"

Sec. "6" to stand as section "5;"

Sec. "7" to stand as section "6;"

Sec. 7. In line 1 strike out the words "recorder and;"

Sec. "8" to stand as section "7;"

Sec. "9" to stand as section "8;"

Sec. 9. In line 4 strike out the words "one recorder;"

Chapter 5, Sec. 1. In line 26 strike out the words "and recorder;"

In line 31 strike out the words "of a recorder;"

Chapter 6, Sec. 2. In the second line strike out the words "common council" and insert in lieu thereof the words "mayor and confirmed by the common council;"

Chapter 6, sec. 4. In line 3 strike out the word "recorder". In the same line after word "peace" insert "The mayor by and with the consent of;"

Chapter 7, section 1, paragraph 24, in line two strike out the words "common council" and insert in lieu thereof the word "mayor."

Section 15. In line five strike out the word "eight" and insert in lieu thereof the word "seven," and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Fleshier,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fridlender	Mr. Park	Mr. Taylor	
Beers	Garvelink	Porter	Toan	
Boughner	Gilbert	Prindle	Weiss	
Brown	McCormick	Sabin	Wilcox	
Doran	Morrow	Smith	Wisner	
Fleshier	Mugford	Stevens		23

NAYS.

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Title agreed to.

On motion of Mr. Fleshier,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 26, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 788, entitled

A bill to amend section 14 of act No. 211 of the session laws of 1861,

entitled "An act to incorporate the village of Lowell," approved March 15, 1861.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Doran,

The rules were suspended, two-thirds of the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Garvelink	Mr. Mugford	Mr. Stevens	
Boughner	Gilbert	Park	Taylor	
Brown	McCormick	Porter	Toan	
Doran	Milnes	Prindle	Wilcox	
Fridlender	Morrow	Sabin	Wisner	20

NAYS.

Mr. Holcomb	Mr. Smith	2
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Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 26, 1891.

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 226 (file No. 218), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home and other expenses necessary to the maintenance and improvement thereof for the years 1891 and 1892.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Soldiers' Home.

By unanimous consent,

Mr. Brown presented the following petitions:

No. 156. By Mr. Brown: Petition of Morning Star Association No.

652, P. of I., of Stanwood, Michigan, asking for the creation of the office of dairy and food commissioner.

Referred to the committee on public health.

On motion of Mr. Brown,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers and producers in the State of Michigan, believing that the consumers desire pure food, do most respectfully petition your honorable body for the passage of House bill No. 720, which provides for the creation of the office of dairy and food commissioner. And your petitioners will ever pray.

No. 157. By Mr. Brown: Petition of same association asking for the passage of the "municipal suffrage bill."

Referred to committee on elections.

On motion of Mr. Brown,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers and citizens of the State of Michigan, believing that the constitution of the United States guarantees equal rights to its citizens, and that woman is a citizen and is taxed without representation, and that she shows herself competent to fill her place, do most respectfully petition your honorable body for the passage of the suffrage bill now pending in the same.

No. 158. By Mr. Brown: Petition of same association, asking for a uniform school text book system.

Referred to the committee on education and public schools.

On motion of Mr. Brown,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the taxpayers of the State of Michigan, believing that a uniform system of text books is needed, and that it will advance the cause of education and be a great saving to the people, financially, do most respectfully petition your honorable body for the passage of the bill now pending for that object.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Wisner,

By unanimous consent,

The committee on military affairs was discharged from the further consideration of

House bill No. 270 (file No. 153), entitled

A bill to authorize the common council of the city of Detroit to make an appropriation to suitably provide for the 25th national encampment of the Grand Army of the Republic, to be held in the said city of Detroit.

On motion of Mr. Wisner,

The bill was referred to the committee on judiciary.

By unanimous consent,

The committee on judiciary made the following report:

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 270 (file No. 153), entitled

A bill to authorize the common council of the city of Detroit to make an appropriation to suitably provide for the twenty-fifth national encampment of the Grand Army of the Republic, to be held in the said city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Park,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Gilbert	Mr. Park	Mr. Stevens
Boughner	McCormick	Porter	Toan
Brown	Milnes	Prindle	Weiss
Doran	Morrow	Sabin	Wilcox
Fridlander	Mugford	Smith	Wisner
Garvelink			

21

NAYS.

Title agreed to.

On motion of Mr. Park,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 26, 1891. }

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following:
 Senate bill No. 88 (file No. 152), entitled

A bill to authorize the township of Ontonagon, in the county of Ontonagon, to borrow money to be used in building a swing bridge and approaches thereto in said township and to issue bonds therefor,

Which has been amended by striking out of lines 20 and 21 of section 3, all after the words "Ontonagon county."

Also,

Senate bill No. 86 (file No. 34), entitled

A bill to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of said village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village,

In the passage of which Senate bill No. 88, as amended, and Senate bill No. 86, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the amendment made to the first named bill by the House,

The amendment was concurred in, a majority of all the Senators elect voting therefor.

The bill as amended, was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Gilbert	Mr. Porter	Mr. Taylor
Boughner	McCormick	Prindle	Toan
Brown	Milnes	Sabin	Weiss
Doran	Morrow	Smith	Wilcox
Fridlender	Mugford	Stevens	Wisner
Garvelink	Park		

22

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NAYS.

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The two bills were then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 26, 1891, }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 859, entitled

A bill to amend section No. 17 of an act, entitled "An act to incorporate the city of Niles," approved February 12, 1859, and the several acts amendatory thereof,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. McCormick	Mr. Porter	Mr. Taylor
Boughner	Milnes	Prindle	Toan
Doran	Morrow	Sabin	Weiss
Fridlender	Mugford	Smith	Wilcox
Garvelink	Park	Stevens	Wisner
Gilbert			

21

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NAYS.

Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Smith presented the following petition:

No. 159. By Mr. Smith: Petition of Anton Mickenfelder and 54 others, citizens of Wayne county, against the amending of the charter of the Detroit and Prairie Mound Plank Road company so as to allow said company to discontinue a certain portion of its road.

Referred to committee on judiciary.

GENERAL ORDER.

On motion of Mr. Park,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Porter to the chair.

After some time spent therein the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 120, entitled

A bill authorizing county boards of school examiners to issue certificates without examination in certain cases, and making teachers' certificates valid in every county of this State.

Have directed their chairman to report the same back to the Senate, with the recommendation that it be ordered printed for the use of the committee of the whole.

II.

The committee of the whole have also had under consideration,

Senate bill No. 187 (file No. 84), entitled

A bill to provide for the protection of associations and unions of workmen and artisans in their labels, trade-marks, and forms of advertisement, and to punish the counterfeiting and fraudulent use of such labels, trade-marks, and forms of advertisement.

Have directed their chairman to report progress and ask leave to sit again.

GEO. F. PORTER, *Chairman.*

Report accepted.

On motion of Mr. Porter,

The Senate concurred in the recommendation of the committee regarding the first named bill, and the same was ordered printed.

On motion of Mr. Porter,

The Senate granted leave to the committee of the whole for a further consideration of the second named bill.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 26, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 814, entitled

A bill to amend act No. 347 of the local acts of 1889, entitled "An act to incorporate the city of Mt. Pleasant in the county of Isabella," approved March 26, 1889,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Prindle,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Gilbert	Mr. Park	Mr. Taylor	
Boughner	McCormick	Porter	Toan	
Brown	Milnes	Prindle	Weiss	
Doran	Morrow	Sabin	Wisner	
Garvelink	Mugford	Smith		19

NAYS.

Mr. Holcomb	1
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Title agreed to.

On motion of Mr. Park,

The Senate adjourned.

Lansing, Friday, March 27, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Morrow, Sharp and Stevens.

On motion of Mr. Park,

All absentees were excused until this afternoon.

PRESENTATION OF PETITIONS.

No. 160. By Mr. Beers: Petition of L. F. Wilkinson and 23 others, in favor of the municipal suffrage bill.

Referred to committee on elections.

No. 161. By Mr. Gilbert: Resolutions of Bay County Teachers' Association, against a change in the present school law, relative to county superintendents of schools and the method of their election, in favor of free text-books furnished by the State, and against the return to the township-school supervision system.

Referred to committee on education and public schools.

No. 162. By Mr. McCormick: Petition of J. J. Valade, M. D., and 200 other citizens of Monroe county, against the repealing of the law prohibiting the shooting of certain kinds of ducks in the spring.

Referred to committee on fisheries.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

Senate bill No. 70 (file No. 47), entitled

A bill to amend act No. 300 of the session laws of 1881, entitled "An act to incorporate the village of Gaylord, in the county of Otsego," by adding one section thereto, to stand as section 5,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 210, entitled

A bill to extend the corporate limits of the village of Manton,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 200 (file No. 202), entitled

A bill to incorporate the village of Benzonia, in the county of Benzie,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 136, entitled

A bill to authorize the county of Ontonagon to borrow money to be used in the payment of outstanding county orders of said county and to issue bonds therefor.

Also,

Senate bill No. 114, entitled

A bill to detach certain territory from the townships of Billings and Buckeye in the county of Gladwin, State of Michigan, and to organize the township of Bentley, in said county.

Also,

Senate bill No. 119, entitled

A bill to amend an act entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," approved April 15, 1873, by adding a new section thereto, to stand as section 23.

Also,

Senate bill No. 86, entitled

A bill to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of said village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village.

Also,

Senate bill No. 88, entitled

A bill to authorize the township of Ontonagon, in the county of Ontonagon, to borrow money to be used in building a swing bridge and approaches thereto in said township and to issue bonds therefor.

C. B. BOUGHNER, *Chairman*.

Report accepted.

By the committee on Soldiers' Home:

The committee on Soldiers' Home, to whom was referred

House bill No. 226 (file No. 218), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home and other expenses necessary to the maintenance and improvements thereof for the years 1891 and 1892,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. B. BOUGHNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 26, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 545, entitled

A bill to revise and amend sections 2, 3 and 4 of title 1; sections 1, 3, 13 and 32 of title 2; sections 3, 8, 10, 11, 22 and 27 of title 3; sections 11, 26 and 33 of title 4; sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 21, of title 5; sections 2, 3, 6, 10, 11, 17, 19 and 23 of title 6; sections 12, 20 and 26 of title 10, of an act entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids,' approved April 2, 1850, as amended by the several acts amendatory thereof," approved March 29, 1877, as amended by the several acts amendatory thereof, and to repeal act No. 463 of the acts of 1887, entitled "An act to provide for the election of collectors of taxes for the several wards of the city of Grand Rapids, and to prescribe the duties of such collectors," approved May 11, 1887,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 26, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 773, entitled

A bill to amend an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids, approved March 22, 1873, as amended by the acts amendatory thereof, by adding two new sections thereto.

Also,

House bill No. 772, entitled

A bill to amend sections 3, 8, 13, 15 and 20 of an act entitled "An act to establish a board of police and fire commissioners in the city of Grand Rapids and to prescribe their powers and duties," approved May 24, 1881.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 308 (file No. 247), entitled

A bill to authorize and empower the township of Hancock, in the county of Houghton, to borrow money to aid in the construction, improvement and repairs of a highway in said township, and to issue its bonds therefor, and to provide for the levy of taxes therein to pay the same.

Also,

House bill No. 227 (file No. 133), entitled

A bill to provide for the incorporation of Lodges of the Benevolent and Protective Order of Elks.

Also,

House bill No. 230 (file No. 117), entitled

A bill to amend sections 1, 2, 56, 103, 127 and 130 of an act entitled "An act to incorporate the city of Ann Arbor, revise the charter of said city, and repeal all conflicting acts relating thereto," being act number 331 of the session laws of 1889, approved March 15, 1889, and to add seven new sections thereto, to stand as sections 130a, 130b, 130c, 130d, 130e, 130f and 130g.

Also,

House bill No. 380 (file No. 222), entitled

A bill to incorporate the village of Onkama, in the county of Manistee, and to provide for holding the first election therein.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The second named bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

The third named bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. McCormick,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Mugford	Mr. Smith
Benson	Fridlender	Park	Toan
Beers	Garvelink	Porter	Weiss
Boughner	Gilbert	Prindle	Wheeler
Brown	Holcomb	Sabin	Wisner
Crocker	McCormick		

NAYS.

22
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Title agreed to.

On motion of Mr. McCormick,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The fourth named bill was read a first and second time by its title, and referred to the committee on cities and villages.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Prindle,

By a vote of two-thirds of all the Senators elect,

House bill No. 814, entitled

A bill to amend act No. 347 of the local acts of 1889, entitled "An act to incorporate the city of Mt. Pleasant in the county of Isabella," approved March 26, 1889,

Was ordered to take immediate effect.

By unanimous consent,

The committee on finance and appropriations made the following report:

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred Senate bill No. 154 (file No. 81), entitled

A bill making an appropriation for building an extension of shop, additional power, machinery, lumber, furnishings and general repairs at the State House of Corrections and Reformatory at Ionia,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the recommendation that it be referred back to the committee on Reformatory at Ionia, and ask to be discharged from the further consideration of the subject.

PETER GILBERT, *Chairman*,

Report accepted and committee discharged.

By unanimous consent,

The bill was re-referred to the committee on Reformatory at Ionia.

By unanimous consent,

The committee on supplies and expenses made the following report:

By the committee on supplies and expenses:

The committee on supplies and expenses respectfully report, recommending that an order be drawn for \$3.40, in favor of the Secretary of the Senate to defray the expense of purchasing and expressage on six volumes of census reports for the use of the committee on apportionment, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman pro tem*.

The report was accepted and the bill ordered paid.

By the committee on supplies and expenses:

The committee on supplies and expenses having had under consideration Mrs. Welcher's claim for \$3.05 for laundering towels, have directed me to report the same back to the Senate and recommend that the bill be paid, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman pro tem*.

The report was accepted and the bill ordered paid.

On motion of Mr. Holcomb,

Senate bill No. 250, entitled

A bill to amend an act for the reorganization of the military forces of the State of Michigan, being No. 16 of the session laws of 1862, as amended

by act No. 124 of the session laws of 1871, being sections 879, 880, 881, 910 and 977 of Howell's annotated statutes,

Was ordered printed for the use of the committee on military affairs.

GENERAL ORDER.

On motion of Mr. Porter,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Gilbert to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 50 (file No. 23), entitled

A bill relative to disorderly persons.

Have directed their chairman to report progress and ask leave to sit again.

PETER GILBERT, *Chairman.*

Report accepted.

On motion of Mr. Gilbert,

The Senate granted leave for a further consideration of the above named bill by the committee of the whole.

By unanimous consent,

The committee on Reformatory at Ionia made the following report:

By the committee on Reformatory at Ionia :

The committee on Reformatory at Ionia, to whom was referred

Senate bill No. 154 (file No. 81), entitled

A bill making an appropriation for building an extension of shop, additional power, machinery, lumber, furnishings and general repairs at the State House of Correction and Reformatory at Ionia,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Sec. 1. In line 5 strike out the word "twenty" and insert in lieu thereof the word "forty." In same line strike out the following words: "for the purchase of a supply of lumber for manufacturing furniture, twenty thousand dollars,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Smith,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee on finance and appropriations.

On motion of Mr. Taylor,

The Senate took a recess until 1 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 1 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Mr. Morrow.

On motion of Mr. Park,

Mr. Morrow was excused for the day.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 177 (file No. 108), entitled

A bill for the better protection of dealers in monuments, gravestones, inclosures or other structures in cemeteries in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor entitled:

A bill for the better protection of dealers in monuments, gravestones, inclosures and other structures in cemeteries in the State of Michigan,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the substitute reported for the bill by the committee.

The bill as substituted was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on claims and public accounts:

The committee on claims and public accounts, to whom was referred

Senate joint resolution No. 7, entitled

A joint resolution authorizing the Board of State Auditors to investigate, examine and settle any claim found to be due Josiah W. Begole from the State of Michigan for moneys paid, laid out and expended by him as Governor of the State, in the case of Dullam vs. Wilson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole and placed on the general order.

By the committee on State Prison:

The committee on State Prison, to whom was referred

Senate bill No. 206 (file No. 141), entitled

A bill to provide for a State board of inspectors to have the management and control of the State Prison at Jackson, the State House of Correction and Reformatory at Ionia, the branch of the State Prison at Marquette,

the Reform School for boys at Lansing, and the Industrial Home for Girls at Adrian,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in:

That section 13 be stricken out and the following inserted in lieu thereof, to stand as section 13: "The said board of inspectors shall be the advisory board in the matter of pardons and shall exercise the powers and perform the duties of said advisory board as provided by law. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the amendment made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

GENERAL ORDER.

On motion of Mr. Gilbert,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Holcomb to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 60 (file No. 102), entitled

A bill to amend section 19 of chapter 3 of act No. 164 of the session laws of 1881, being section 5071 of Howell's annotated statutes, and section 3 of chapter 10 of act No. 164 of the session laws of 1881, being section 5134 of Howell's annotated statutes, relative to revising and consolidating the laws in relation to public instruction and primary schools.

Also,

House bill No. 84 (file No. 88), entitled

A bill to provide for the continuance of the recompilation and copying of the records in the office of the Adjutant General pertaining to the enlistment, muster, history and final disposition of the soldiers from this State during the war of the rebellion, and to make an appropriation therefor.

Also,

Senate bill No. 45, entitled

A bill to provide for the organization and incorporation of companies for clearing out and improving the Ontonagon river or any of the rivers and streams emptying into the Ontonagon river in this State, for the purpose of driving, sorting, holding and delivering logs.

Also,

House bill No. 624 (file No. 191), entitled

A bill to attach certain lands in the township of Hancock, in Houghton county, to school district No. 1 of said township.

Also,

House joint resolution No. 3, entitled

Joint resolution requesting the Senate and House of Representatives of the United States to propose and submit to the legislatures of the several States amendments to the constitution of the United States, providing for the election of President and Vice President of the United States by a direct vote of the people, and for the election of United States Senators on a general ticket by the people of each State.

Also,

Senate bill No. 70 (file No. 47), entitled

A bill to amend act number 300 of the session laws of 1881, entitled "An act to incorporate the village of Gaylord, in the county of Otsego," by adding one section thereto, to stand as section 5,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration the following:

Senate bill No. 187 (file No. 84), entitled

A bill to provide for the protection of associations and unions of workmen and artisans in their labels, trade-marks, and forms of advertisement, and to punish the counterfeiting and fraudulent use of such labels, trade-marks, and forms of advertisement.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein and recommend its passage.

JAS. E. HOLCOMB, *Chairman*.

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Holcomb,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Crocker,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

House bill No. 84 (file No. 88), entitled

A bill to provide for the continuance of the recompilation and copying of the records in the office of the Adjutant General pertaining to the enlistment, muster, history and final disposition of the soldiers from this State during the war of the rebellion, and to make an appropriation therefor,

Was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone
Benson
Boughner

Mr. Fridlander
Garvelink
Gilbert

Mugford
Park
Porter

Mr. Smith
Stevens
Taylor

Mr. Brown
Crocker
Doran
Fleishiem

Mr. Holcomb
McCormick
Milnes

Mr. Prindle
Sabin
Sharp

Mr. Weiss
Wheeler
Wisner

25

NAYS.

0

Title agreed to.

On motion of Mr. Crocker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

The committee on counties and townships made the following report:

By the committee on counties and townships:

The committee on counties and townships to whom was referred

House bill No. 308 (file No. 247), entitled

A bill to authorize and empower the township of Hancock in the county of Houghton, to borrow money to aid in the construction, improvement and repairs of a highway in said township, and to issue its bonds therefor, and to provide for the levy of taxes therein to pay the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

AUGUSTIN C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone
Benson
Beers
Boughner
Brown
Crocker
Doran

Mr. Fleishiem
Fridlender
Garvelink
Gilbert
Holcomb
McCormick
Milnes

Mr. Mugford
Park
Porter
Prindle
Sabin
Sharp

Mr. Smith
Stevens
Taylor
Weiss
Wheeler
Wisner

26

NAYS.

0

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Milnes moved that when the Senate adjourns today it stand adjourned until Monday next at 9:30 o'clock P. M.

Which motion prevailed, Mr. Boughner calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Benson
Brown
Crocker
Fleishiem

Mr. Garvelink
Milnes
Prindle

Mr. Sabin
Stevens
Taylor

Mr. Weiss
Wheeler
Wilcox

13

NAYS.

Mr. Bastone	Mr. Doran	Mr. Holcomb	Mr. Park	
Beers	Fridlender	McCormick	Porter	
Boughner	Gilbert	Mugford	Sharp	12

L. unanimous consent,

The select committee on taxation was given leave to report.

By the select committee on taxation and tax laws:

The select committee on taxation and tax laws, to whom was referred

Senate bill No. 144 (file No. 77), entitled

A bill to amend section 1176 of the compiled laws of 1871, as amended by act No. 59, of the session laws of 1872, approved March 20, 1872, being section 1226 of Howell's annotated statutes of Michigan, as amended by act No. 108 of the session laws of 1887, approved May 17, 1887, relative to taxes on mining and smelting companies.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

GEORGE W. SHARP, *Acting Chairman.*

Report accepted and committee discharged.

Mr. Park moved that the rules be suspended and the bill placed upon its immediate passage.

Mr. Taylor moved that the bill do lie on the table.

Pending a taking of the vote thereon,

Mr. Milnes moved that there be a call of the Senate,

Which motion prevailed.

Pending a call of the roll of the Senate,

Mr. Milnes moved that all further proceedings under the call be dispensed with,

Which motion prevailed.

The question being upon laying the bill on the table,

The motion did not prevail, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Sabin	Mr. Wheeler	
Benson	Milnes	Taylor	Wilcox	
Brown	Prindle	Weiss		11

NAYS.

Mr. Beers	Mr. Fleshier	Mr. McCormick	Mr. Sharp	
Boughner	Fridlender	Mugford	Smith	
Crocker	Gilbert	Park	Stevens	
Doran	Holcomb	Porter	Wisner	16

The question being on the suspension of the rules,

Mr. Milnes proceeded to debate the bill in question, whereupon

Mr. Park rose to a point of order, his point being that a motion to suspend the rules is not debatable.

The chair declared Mr. Park's point of order as well taken.

The question being on the motion to suspend the rules and place the bill upon its immediate passage,

The same did not prevail, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Fleshiem	Mr. McCormick	Mr. Sharp
Boughner	Fridlender	Mugford	Smith
Crocker	Gilbert	Park	Stevens
Doran	Holcomb	Porter	Wisner
			16

NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Sabin	Mr. Wheeler
Benson	Milnes	Taylor	Wilcox
Brown	Prindle	Weiss	
			11

GENERAL ORDER.

On motion of Mr. Crocker,

The Senate went into the committee of the whole on the general order. whereupon,

The President called Mr. Sabin to the chair.

After some time spent therein the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 210, entitled

A bill to extend the corporate limits of the village of Manton,

Have directed their chairman to report progress and ask leave to sit again.

MARDEN SABIN, *Chairman.*

On motion of Mr. Sabin,

The Senate granted leave for a further consideration of the above named bill by the committee of the whole.

Mr. Park moved to indefinitely postpone all further consideration of Senate bill No. 144 (file No. 77), entitled

A bill to amend section 1176 of the compiled laws of 1871, as amended by act No. 59 of the session laws of 1872, approved March 20, 1872, being section 1226 of Howell's annotated statutes of Michigan, as amended by act No. 108 of the session laws of 1887, approved May 17, 1887, relative to taxes on mining and smelting companies.

Mr. Milnes moved to amend by referring the bill to the committee of the whole,

Which amendment prevailed and the bill was so referred.

Mr. Taylor moved that the Senate adjourn,

Which motion did not prevail, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Sabin	Mr. Weiss
Benson	Milnes	Stevens	Wheeler
Brown	Prindle	Taylor	Wilcox
			12

NAYS.

Mr. Beers	Mr. Fleshier	Mr. McCormick	Mr. Sharp	
Boughner	Fridlender	Mugford	Smith	
Crocker	Gilbert	Park	Wisner	
Doran	Holcomb	Porter		15

Mr. Crocker moved that there be a call of the Senate,
Which motion prevailed, Mr. Park calling for the yeas and nays, and the
Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Stevens	
Benson	Gilbert	Porter	Taylor	
Beers	Holcomb	Sabin	Weiss	
Boughner	McCormick	Sharp	Wilcox	
Crocker	Milnes	Smith	Wisner	
Doran	Mugford			22

NAYS.

Mr. Garvelink	Mr. Prindle	Mr. Wheeler	3
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PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and Mr. Toan was reported as absent without leave.

Mr. Milnes moved that the Sergeant-at-Arms be despatched to bring in the absentee,

Which motion prevailed, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Sabin	Mr. Weiss	
Benson	Garvelink	Stevens	Wheeler	
Brown	Milnes	Taylor	Wilcox	
Crocker	Prindle			14

NAYS.

Mr. Boughner	Mr. Gilbert	Mr. Mugford	Mr. Sharp	
Doran	Holcomb	Park	Smith	
Fridlender	McCormick	Porter	Wisner	12

The Sergeant-at-Arms announced that he had no assistant present.

Mr. Crocker thereupon moved that the Sergeant-at-Arms be excused from compelling the attendance of the absentee,

Which motion prevailed, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas any nays, as follows:

YEAS.

Mr. Beers	Mr. Fridlender	Mr. McCormick	Mr. Sharp	
Boughner	Garvelink	Mugford	Smith	
Crocker	Gilbert	Park	Wisner	
Doran	Holcomb	Porter		15

NAYS.

Mr. Bastone	Mr. Prindle	Mr. Taylor	Mr. Wheeler	
Brown	Sabin	Weiss	Wilcox	
Milnes	Stevens			10

Mr. Wisner moved that all further proceedings under the call be dispensed with,

Which motion did not prevail.

Mr. Milnes moved to reconsider the last named vote,

Which motion prevailed, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Fridlender	Mr. Mugford	Mr. Stevens	
Boughner	Garvelink	Prindle	Taylor	
Crocker	Gilbert	Sabin	Weiss	
Doran	Holcomb	Sharp	Wilcox	
Fleishem	Milnes	Smith	Wisner	20

NAYS.

Mr. Brown	Mr. Park	Mr. Porter	Mr. Wheeler	
McCormick				5

On motion of Mr. Milnes,

All further proceedings under the call were dispensed with.

Mr. Park moved that the vote by which Senate bill No. 144 (file No. 77), entitled

A bill to amend section 1176 of the compiled laws of 1871, as amended by act No. 59 of the session laws of 1872, approved March 20, 1872, being section 1226 of Howell's annotated statutes of Michigan, as amended by act No. 108 of the session laws of 1887, approved May 17, 1887, relative to taxes on mining and smelting companies,

Was referred to the committee of the whole,

Be reconsidered;

Which motion prevailed, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Fridlender	Mr. Mugford	Mr. Sharp	
Crocker	Gilbert	Park	Smith	
Doran	Holcomb	Porter	Wisner	
Fleishem	McCormick			14

NAYS.

Mr. Bastone	Mr. Prindle	Mr. Taylor	Mr. Wheeler	
Garvelink	Sabin	Weiss	Wilcox	
Milnes	Stevens			10

Mr. Park moved to indefinitely postpone all further consideration of Senate bill No. 144 (file No. 77), entitled

A bill to amend section 1176 of the compiled laws of 1871, as amended by act No. 59 of the session laws of 1872, approved March 20, 1872, being section 1226 of Howell's annotated statutes of Michigan, as amended by act No. 108 of the session laws of 1887, approved May 17, 1887, relative to taxes on mining and smelting companies.

Mr. Milnes moved to amend the bill by striking out the enacting clause of the bill,

Which motion did not prevail, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Sabin	Mr. Weiss	
Brown	Milnes	Stevens	Wheeler	
Fleishiem	Prindle	Taylor		11

NAYS.

Mr. Beers	Mr. Fridlender	Mr. Mugford	Mr. Sharp	
Boughner	Gilbert	Park	Smith	
Crocker	Holcomb	Porter	Wisner	
Doran	McCormick			14

The question then being upon the motion made by Mr. Park, viz., That all further consideration of

Senate bill No. 144 (file No. 77), entitled

A bill to amend section 1176 of compiled laws of 1871, as amended by act No. 59 of the session laws of 1872, approved March 20, 1872, being section 1226 of Howell's annotated statutes of Michigan, as amended by act No. 108 of the session laws of 1887, approved May 17, 1887, relative to taxes on mining and smelting companies,

Be indefinitely postponed,

The motion prevailed, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Porter	Mr. Stevens	
Beers	Gilbert	Prindle	Taylor	
Boughner	McCormick	Sabin	Weiss	
Crocker	Milnes	Sharp	Wheeler	
Fleishiem	Mugford	Smith	Wisner	
Fridlender	Park			22

NAYS.

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Mr. Fleishiem moved to reconsider the vote by which the consideration of the bill was indefinitely postponed.

Mr. Park moved to indefinitely postpone the motion to reconsider,

Which motion prevailed.

Mr. Milnes moved that the Senate adjourn,

Which motion did not prevail, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Milnes	Mr. Smith	Mr. Weiss	
Brown	Prindle	Stevens	Wheeler	
Garvelink	Sabin	Taylor		11

NAYS.

Mr. Beers	Mr. Fridlender	Mr. McCormick	Mr. Porter	
Crocker	Gilbert	Mugford	Sharp	
Doran	Holcomb	Park	Wisner	12

The same committee made the following report:

By the select committee on taxation and tax laws:

The select committee on taxation and tax laws, to whom was referred Senate bill No. 143 (file No. 76), entitled

A bill to amend sections 1186 and 1187 of Howell's annotated statutes of Michigan, relative to the taxation of mining companies in the upper peninsula,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to require all corporations and all associations and joint stock companies having any of the powers and privileges of corporations, not possessed by individuals or partnerships engaged in the business of mining, smelting and refining ores in this State, to pay State taxes upon all their property the same as paid upon other kinds of property by individuals in this State under the general laws of this State, and to repeal section 1226 of Howell's annotated statutes, being section 1176 of the compiled laws of 1871 as amended by subsequent acts,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

GEORGE W. SHARP, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sharp,

The Senate concurred in the substitute for the bill by the committee.

The bill, as substituted, was referred to the committee of the whole, and placed on the general order.

Mr. Crocker moved to reconsider the vote by which the Senate voted that when the Senate adjourns today it stand adjourned until Monday next at 9:30 o'clock P. M.,

Which motion prevailed, Mr. Taylor calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Holcomb	Mr. Sharp	
Beers	Fleishem	McCormick	Smith	
Boughner	Fridlander	Mugford	Stevens	
Brown	Garvelink	Park	Weiss	
Crocker	Gilbert	Porter	Wisner	20

NAYS.

Mr. Milnes	Mr. Sabin	Mr. Taylor	Mr. Wheeler	4
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On motion of Mr. Crocker,
The Senate adjourned.

Lansing, Saturday, March 28, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Benson, Beers, Garvelink, Milnes, Morrow, Smith, Stevens and Toan.

On motion of Mr. Doran,

All absentees were excused for the day.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, March 26, 1891.

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 213, being

An act to amend sections 4, 5, 6, 9, 11, 12, 15, 37, 39, 45, 48, 61, 64, 83, 92, 99, 100, 103, 110, and to repeal sections 41, 63, and 70 of act No. 219 of the session laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21, 1873, and all acts and parts of acts amendatory of said sections, and to add thereto two new sections to stand as sections 114 and 115.

Also,

Senate bill No. 80, being

An act to authorize the common council of the city of Iron Mountain, in the county of Menominee, by ordinance, to enter into a 30-year contract with any water-works company, organized under the laws of this State, for a supply of water for fire and other city purposes.

EDWIN B. WINANS, *Governor.*

The message was received.

The President also announced the following:

EXECUTIVE OFFICE, }
Lansing, March 26, 1891.

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 112 (file No. 156), being

An act to reincorporate the village of Farwell, in the county of Clare.. and to repeal all acts inconsistent therewith.

EDWIN B. WINANS, *Governor.*

The message was received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1891.

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 719 (file No. 224), entitled

A bill to incorporate the village of Watervliet, in the county of Berrien.

Also,

House bill No. 755 (file No. 231), entitled

A bill to incorporate the public schools of the township of Ossineke, Alpena county,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title and referred to the committee on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 201 (file No. 79), entitled

A bill to authorize the incorporation of veterinary medical associations.

Also,

House bill No. 634 (file No. 249), entitled

A bill to incorporate the village of Atlanta, in the county of Montmorency.

Also,

House bill No. 194 (file No. 248), entitled

A bill to incorporate the village of Hillman, in Montmorency county.

Also,

House bill No. 295 (file No. 254), entitled

A bill to authorize the board of supervisors of Muskegon county, in this State, to expend during the year ending March 1, 1892, a sum not exceeding \$5,000 in repairing the court house and jail of said county, and in constructing therein suitable heating apparatus.

Also,

House bill No. 530 (file No. 219), entitled

A bill to enable the Marquette county agricultural society to sell and convey a portion of its real estate for the purpose of improving its grounds.

Also,

House bill No. 882 (file No. 262), entitled

A bill to authorize the village of Edmore, Montcalm county, to borrow money to provide and maintain a system of electric lighting for said village, and to issue bonds therefor,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on banks and corporations.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

The third named bill was read a first and second time by its title and referred to the committee on cities and villages.

The fourth named bill was read a first and second time by its title and referred to the committee on judiciary.

The fifth named bill was read a first and second time by its title, and referred to the committee on agricultural interests.

The sixth named bill was read a first and second time by its title and, Pending its reference,

On motion of Mr. Brown,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Porter	Mr. Weiss	
Boughner	Fridlender	Prindle	Wheeler	
Brown	Holcomb	Sabin	Wilcox	
Crocker	Mugford	Sharp	Wisner	
Doran	Park	Taylor		19

NAYS.

0

Title agreed to.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following: Senate bill No. 84, entitled

A bill to incorporate the village of Clifford, in Lapeer county,

In the passage of which bill the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 27, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

Resolved (the Senate concurring), That the use of the Hall of Representatives be given on Wednesday evening, April 1, to the delegation from the G. A. R. national encampment, and that the committees of the

two houses to whom the bill upon that subject was referred, attend the hearing on that evening,

Which has been adopted by the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

The resolution was adopted.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Fleshiem,

The committee of the whole was discharged from the further consideration of

Senate bill No. 153 (file No. 162), entitled

A bill to amend section 28 of chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relating to life insurance companies transacting business within the State,"

Also from the further consideration of

Senate bill No. 152 (file No. 163), entitled

A bill to amend chapter 133 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," as heretofore amended, be and the same is hereby amended, by adding thereto three new sections to be known as sections 4309, 4310 and 4311.

On motion of Mr. Fleshiem,

The two bills were re-referred to the committee on insurance.

THIRD READING OF BILLS.

House bill No. 624 (file No. 191), entitled

A bill to attach certain lands in the township of Hancock, in Houghton county, to school district number one of said township,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Mugford	Mr. Sharp	
Boughner	Fridlender	Park	Taylor	
Brown	Gilbert	Porter	Weiss	
Crocker	Holcomb	Prindle	Wilcox	
Doran	McCormick	Sabin	Wisner	20

NAYS.

0

Title agreed to.

By unanimous consent,

On motion of Mr. Fleshiem,

The committee of the whole was discharged from the further consideration of

Senate bill No. 143 (file No. 76), entitled

A bill to require all corporations and all associations and joint stock companies having any of the powers and privileges of corporations, not possessed by individuals or partnerships engaged in the business of mining, smelting and refining ores in this State, to pay State taxes upon all their property the same as paid upon other kinds of property by individuals in this State under the general laws of this State, and to repeal section 1226 of Howell's annotated statutes, being section 1176 of the compiled laws of 1871, as amended by subsequent acts.

On motion of Mr. Fleshier,

The bill was referred to the committee on judiciary.

Senate bill No. 187 (file No. 84), entitled

A bill to provide for the protection of associations and unions of workmen and artisans in their labels, trade-marks, and forms of advertisement, and to punish the counterfeiting and fraudulent use of such labels, trade-marks, and forms of advertisement,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Taylor	
Boughner	Gilbert	Porter	Weiss	
Brown	Holcomb	Prindle	Wheeler	
Crocker	McCormick	Sabin	Wilcox	
Doran	Mugford	Sharp	Wisner	
Fleshier				21

NAYS.

0

The question being on agreeing to the title,

Mr. Doran moved that the title be amended by inserting after the word "artisans" the words "or other persons;"

Which motion to amend prevailed, and the title as amended was then agreed to.

Senate bill No. 70 (file No. 47), entitled

A bill to amend act No. 300 of the session laws of 1881, entitled "An act to incorporate the village of Gaylord, in the county of Otsego," by adding one section thereto, to stand as section 5,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Boughner	Mr. Fridlender	Mr. Mugford	Mr. Taylor	
Brown	Gilbert	Park	Weiss	
Crocker	Holcomb	Porter	Wheeler	
Doran	McCormick	Prindle	Wisner	
Fleshier				17

NAYS.

Mr. Bastone	Mr. Sabin			2
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Title agreed to.

GENERAL ORDER.

On motion of Mr. Boughner,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Sabin to the chair.

After some time spent therein the committee rose and through their chairman made the following report:

The committee of the whole have had under consideration the following: Senate bill No. 210, entitled

A bill to extend the corporate limits of, and annex certain portions of territory to, the village of Manton, in Wexford county, Michigan.

Also,

House bill No. 200 (file No. 202), entitled

A bill to incorporate the village of Benzonia, in the county of Benzie.

Also,

Senate bill No. 188 (file No. 85), entitled

A bill to repeal act No. 11 of the session laws of 1877, entitled "An act obstructing the operation and business of railroad companies and other corporations, firms and individuals," the same being compiler's sections 9274, 9275 and 9276 of Howell's annotated statutes of the State of Michigan.

Also,

Senate bill No. 50 (file No. 23), entitled

A bill relative to disorderly persons.

Have made no amendments thereto and have directed their chairman to report the same back to the Senate and recommend their passage.

MARDEN SABIN, *Chairman*.

Report accepted.

The above named bills were placed on the order of third reading of bills.

By unanimous consent,

The committee on religious and benevolent societies made the following report:

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

House bill No. 227 (file No. 133), entitled

A bill to provide for the incorporation of lodges of the Benevolent and Protective Order of Elks,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Taylor moved that when the Senate adjourns today it stand adjourned until Monday next at 9:30 o'clock P. M.,

Which motion prevailed, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Sabin	Mr. Weiss	
Doran	Holcomb	Sharp	Wheeler	
Fleishien	Prindle	Taylor	Wisner	12

NAYS.

Mr. Boughner	Mr. Fridlender	Mr. Mugford	Mr. Porter	
Crocker	McCormick	Park		7

By unanimous consent,

The committee on judiciary made the following report:

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 163 (file No. 106), entitled

A bill to provide for the erection and maintenance of shutes and fish ladders in dams across all streams in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Crocker,

The bill was laid on the table.

On motion of Mr. Brown,

Leave of absence was granted to himself until Monday evening next.

On motion of Mr. Holcomb,

Leave of absence was granted to himself until Monday evening next.

On motion of Mr. Wisner,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

2 o'clock P. M.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Mr. Wilcox.

On motion of Mr. Boughner,

Mr. Wilcox was excused from attendance for the day.

By unanimous consent,

Mr. Brown offered the following resolution:

Resolved, That the Sergeant-at-Arms procure eight revolving chairs of a light pattern, for the reporters' desks, and cause to be marked upon them the initials S. R. D. to signify "Senate reporters' desks," in order that the chairs when procured may not be displaced,

Which resolution was adopted.

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs,

The committee on State affairs, to whom was referred

House bill No. 549 (file No. 197), entitled

A bill to provide for acquiring by purchase or condemnation, by any of the cities of the State of all the rights of toll road companies in the streets of such city,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. SHARP, *Chairman.*

Report accepted and committee discharged.

Mr. Crocker moved that the rules be suspended and the bill placed upon its immediate passage,

Which motion did not prevail, Mr. Taylor calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr Crocker	Mr. Gilbert	Mr. Morrow	Mr. Sabin	
Fleishiem	Holcomb	Mugford	Sharp	
Fridlender	McCormick	Porter		11

NAYS.

Mr. Bastone	Mr. Park	Mr. Taylor	Mr. Wheeler	
Boughner	Prindle	Weiss	Wisner	
Doran				9

Mr. Wisner moved that the bill be referred to the committee on judiciary;

Which motion prevailed, Mr. Taylor calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Boughner	Mr. Gilbert	Mr. Prindle	Wheeler	
Doran	McCormick	Taylor	Wisner	
Fleishiem	Park	Weiss		11

NAYS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Sabin	
Crocker	Morrow	Porter		7

MOTIONS AND RESOLUTIONS.

Mr. Weiss offered the following resolution:

Resolved, That the committee heretofore appointed by the President of the Senate to investigate bribery or attempts at bribery, and otherwise involving the integrity of certain members of the State Senate, conduct their investigations openly.

On motion of Mr. Taylor,

By unanimous consent,

The resolution was laid on the table.

On motion of Mr. Crocker,
Senate bill No. 45, entitled

A bill to provide for the organization and incorporation of companies for clearing out and improving the Ontonagon river or any of the rivers or streams emptying into the Ontonagon river in this State, for the purpose of driving, sorting, holding and delivering logs,
Was ordered printed.

THIRD READING OF BILLS.

Senate bill No. 210, entitled

A bill to extend the corporate limits of, and annex certain portions of territory to, the village of Manton, in Wexford county and State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Porter	Mr. Taylor	
Boughner	Gilbert	Prindle	Weiss	
Crocker	McCormick	Sabin	Wheeler	
Doran	Morrow	Sharp	Wisner	
Fleishiem	Park			18

NAYS.

0

Title agreed to.

House bill No. 200 (file No. 202), entitled

A bill to incorporate the village of Benzonia, in the county of Benzie,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Taylor	
Boughner	Gilbert	Porter	Weiss	
Crocker	McCormick	Prindle	Wheeler	
Doran	Morrow	Sabin	Wisner	
Fleishiem	Mugford	Sharp		19

NAYS.

0

Title agreed to.

Mr. Gilbert moved that the Senate go into committee of the whole on the general order,

Which motion did not prevail.

On motion of Mr. Prindle,

The Senate adjourned.

Lansing, Monday, March 30, 1891.

The Senate met and was called to order by the President at 9:30 o'clock P. M.

Religious exercises by Rev. P. Scheurer, of South Rockwood.

Roll called: a quorum present.

Absent without leave: Messrs. Beers, Sharp, Smith, Weiss and Wheeler.

On motion of Mr. Park,

All absentees were excused until tomorrow.

PRESENTATION OF PETITIONS.

No. 163. By Mr. Park: Protest of Wm. C. Colburn and 180 other residents of Wayne county, against the abolition of the office of State Game and Fish Warden.

Referred to committee on fisheries.

On motion of Mr. Park,

The protest was ordered spread on the Journal, as follows:

To the Legislature:

The undersigned, residents of the county of Wayne, respectfully protest against the abolition of the office of State Game and Fish Warden and against any retrogression in the matter of the cultivation and protection of game and fish.

Through a course of indiscriminate and wasteful destruction pursued for years, of both game and fish throughout the State, it became necessary to resort to preventive legislation in the matter and to active efforts towards restoring and maintaining the supply of fish food.

With numerous interior lakes and streams and great out-lying bodies of water, well adapted to the propagation and growth of fish, and with a large territory suitable for the support of game, there is no reason why Michigan should recede from the position she has taken in this matter, for some years past.

There has been great gain. Undoubtedly, more could have been accomplished, had the legislation been more thorough and complete. The remedy, however, will not be found in the abandonment of the results or methods pursued, though imperfect, but it is to be sought in the intelligent improvement of existing laws and in strengthening the hands of officers to whom the enforcement and administration of such laws have been confided.

For information upon this subject, the reliability of which cannot be successfully questioned, you are earnestly requested to examine carefully the reports of the fish commissioners and the State Game and Fish Warden for the year 1890.

Do not retreat.

January 29, 1891.

No. 164. By Mr. Porter: Petition of Old Mission Association No. 1496, P. of I., asking for the creation of the office of Dairy and Food Commissioner.

Referred to committee on public health.

No. 165. By Mr. Porter: Petition of same body, asking for the establishment of a World's Fair Commission.

Referred to committee on State affairs.

No. 166. By Mr. Porter: Petition of same body, asking for a uniform system of text books in the public schools.

Referred to committee on education and public schools.

No. 167. By Mr. Porter: Petition of same body, asking for the passage of the "municipal suffrage bill."

Referred to the committee on elections.

No. 168. By Mr. Fridlender: Protest of G. W. La Chapelle and 44 other citizens of Alcona county, against the proposed abolishment of the game warden system.

Referred to committee on fisheries.

On motion of Mr. Fridlender,

The protest was ordered spread on the Journal, as follows:

To the Senate and House of Representatives of the State of Michigan:

We, the undersigned citizens and taxpayers of the county of Alcona, do hereby protest and remonstrate against the abolishing of the office of State Game and Fish Warden, believing that such action would be a step backward in the protection of game and fish inhabiting the waters and forests of this State.

No. 169. By Mr. Fleishem: Protest of C. Hiles and 30 other citizens of the upper peninsula against the abolishment of the game warden system.

Referred to the committee on fisheries.

REPORTS OF STANDING COMMITTEES.

By the committee on fisheries:

The committee on fisheries, to whom was referred

Senate bill No. 224, entitled

A bill to provide for ceding to the United States of America exclusive jurisdiction over the property selected for fish hatching purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER E. PARK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, March 28, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 86 (file No. 34), being

An act to authorize the village council of the village of Ontonagon, in the county of Ontonagon, to appropriate a part of the contingent fund of said

village for the purpose of aiding the building and maintaining of an iron swing or draw bridge across the Ontonagon river in said village.

EDWIN B. WINANS, *Governor*.

The message was received.

The President also announced the following:

EXECUTIVE OFFICE, }
Lansing, March 28, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 88 (file No. 152), being

An act to authorize the township of Ontonagon, in the county of Ontonagon, to borrow money to be used in building a swing bridge and approaches thereto in said township and to issue bonds therefor.

Also,

Senate bill No. 114 (file No. 151), being

An act to detach certain territory from the townships of Billings and Buckeye in the county of Gladwin, State of Michigan, and to organize the township of Bentley in said county.

EDWIN B. WINANS, *Governor*.

The message was received.

The President also announced the following:

EXECUTIVE OFFICE, }
Lansing, March 28, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 136 (file No. 148), being

An act to authorize the county of Ontonagon to borrow money to be used in the payment of outstanding county orders of said county and to issue bonds therefor.

Also,

Senate bill No. 119 (file No. 58), being

An act to amend an act entitled "An act to provide for the incorporation of mutual fire insurance companies and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94, of the session laws of 1871, approved April 12, 1871," approved April 15, 1873, by adding a new section thereto to stand as section 23.

EDWIN B. WINANS, *Governor*.

The message was received.

By unanimous consent,

The committee on House of Correction at Marquette made the following report:

By the committee on House of Correction at Marquette:

The committee on House of Correction at Marquette, to whom was referred

Senate bill 283, entitled

A bill to amend section 60 of act No. 258 of the public acts of the year 1837, entitled "An act to regulate and govern the State House of Correction and branch of the State Prison in the upper peninsula," approved June 27, 1887,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

JOHN R. BENSON, *Chairman.*

The report was accepted and the bill was ordered printed.

THIRD READING OF BILLS.

House bill No. 60 (file No. 102), entitled

A bill to amend section 19 of chapter 3, of act No. 164 of the session laws of 1881, being section 5071 of Howell's annotated statutes, and section 3 of chapter 10, of act No. 164, of the session laws of 1881, being section 5134 of Howell's annotated statutes relative to revising and consolidating the laws in relation to public instruction and primary schools,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Milnes	Mr. Sabin	
Benson	Fridlender	Morrow	Stevens	
Boughner	Garvelink	Mugford	Taylor	
Brown	Gilbert	Park	Toan	
Crocker	Holcomb	Porter	Wilcox	
Doran	McCormick	Prindle	Wisner	24

NAYS.

0

Title agreed to.

Senate bill No. 188 (file No. 85), entitled

A bill to repeal act No. 11 of the session laws of 1877, entitled "An act obstructing the operation and business of railroad companies and other corporations, firms and individuals," the same being compiler's sections 9274, 9275 and 9276 of Howell's annotated statutes of the State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Sabin	
Benson	Garvelink	Mugford	Stevens	
Brown	Gilbert	Park	Toan	
Crocker	Holcomb	Porter	Wilcox	
Doran	McCormick	Prindle	Wisner	
Fleshiem	Milnes			22

NAYS.

0

Title agreed to.

Mr. Doran moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

Senate bill No. 50 (file No. 23), entitled

A bill relative to disorderly persons,

Was read a third time and pending the taking of a vote upon its passage,

On motion of Mr. Milnes,

The further consideration of the bill was postponed until tomorrow.

On motion of Mr. Bastone,

By unanimous consent,

Senate bill No. 133 (file No. 67), entitled

A bill to amend section 9, act 122, of public acts of 1889, entitled "An act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers, and public institutions of this State, now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise and to repeal all existing laws providing for the publication and distribution of said law documents or reports,"

Was taken from the table and placed upon the order of third reading of bills.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Holcomb	Mr. Prindle	
Benson	Fleishem	Morrow	Sabin	
Boughner	Fridlender	Mugford	Stevens	
Brown	Garvelink	Park	Toan	
Crocker	Gilbert	Porter	Wisner	20

NAYS.

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Title agreed to.

On motion of Mr. Morrow,

The Senate adjourned.

Lansing, Tuesday, March 31, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Smith and Weiss.

On motion of Mr. Doran,

The absentees were excused from attendance until this afternoon.

PRESENTATION OF PETITIONS.

No. 170. By Mr. Sharp; Protest of W. H. Hill and 71 other citizens of Schoolcraft county, against the proposed abolishment of the game warden system.

Referred to committee on fisheries.

No. 171. By Mr. Wisner. Protest of the Michigan Overall Manufacturing Company and six other corporations, against the passage of Senate bill No. 204, pertaining to manufacturing companies.

Referred to committee on judiciary.

REPORTS OF STANDING COMMITTEES.

By the committee on finance and appropriations:

The committee on finance and appropriations to whom was referred

Senate bill No. 24 (file No. 72), entitled

A bill making an appropriation for the use of the Michigan Asylum for Insane Criminals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER GILBERT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

Senate bill No. 252, entitled

A bill to regulate the practice and business of embalming the dead bodies of human beings,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to regulate the practice and business of embalming the dead bodies of human beings,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

MARCUS WILCOX, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wilcox,

The Senate concurred in the substitute recommended for the bill by the committee.

The bill as substituted was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

Senate bill No. 164, entitled

A bill to prohibit the feeding of garbage, swill or animal or vegetable refuse of any kind to cattle, sheep, hogs or any food producing animal or animal used for food, and to prohibit the sale of the meat from any animal so fed in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

MARCUS WILCOX, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Wheeler,

By a vote of two-thirds of all the Senators elect,
Senate bill No. 210, entitled

A bill to extend the corporate limits of, and annex certain portions of territory to, the village of Manton, in Wexford county and State of Michigan,

Was ordered to take immediate effect.

On motion of Mr. Wheeler,

By a vote of two-thirds of all the Senators elect,
House bill No. 200 (file No. 202), entitled

A bill to incorporate the village of Benzonia, in the county of Benzie,

Was ordered to take immediate effect.

On motion of Mr. Brown,

By a vote of two-thirds of all the Senators elect
House bill No. 882 (file No. 262), entitled

A bill to authorize the village of Edmore, Montcalm county, to borrow money to provide and maintain a system of electric lighting for said village, and to issue bonds therefor,

Was ordered to take immediate effect.

On motion of Mr. Holcomb,

By a vote of two-thirds of all the Senators elect,
Senate bill No. 70 (file No. 47), entitled

A bill to amend act No. 300 of the session laws of 1881, entitled "An act to incorporate the village of Gaylord, in the county of Otsego," by adding one section thereto, to stand as section 5,

Was ordered to take immediate effect.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect,
House bill No. 624 (file No. 191), entitled

A bill to attach certain lands in the township of Hancock, in Houghton county, to school district No. 1 of said township,

Was ordered to take immediate effect.

The committee on finance and appropriations made the following report:

By the committee on finance and appropriations:

The committee on finance and appropriations to whom was referred

House bill No. 226 (file No. 218), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home and other expenses necessary to the maintenance and improvement thereof for the years 1891 and 1892,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER GILBERT, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Milnes to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 227 (file No. 133), entitled

A bill to provide for the incorporation of the Benevolent and Protective Order of Elks.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

II.

The committee of the whole have also had under consideration, Senate bill No. 122 (file No. 60), entitled

A bill to provide for the appointment, fix the compensation, and prescribe the duties of a stenographer for the eleventh judicial circuit, and to establish a basis for the payment of his salary by the counties in said circuit.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate asking concurrence therein, and recommend its passage.

III.

The committee of the whole have also had under consideration Senate bill No. 331 (file No. 161), entitled

A bill to regulate certain foreign secret or fraternal life insurance associations or corporations,

Have directed their chairman to report progress and ask leave to sit again.

ALFRED MILNES, *Chairman*.

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Milnes,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Milnes,

The Senate granted leave for a further consideration of the third named bill by the committee of the whole.

On motion of Mr. Park,

The Senate took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 549 (file No. 197), entitled

A bill to provide for acquiring by purchase or condemnation by any of the cities of the State of all the rights of toll companies in the streets of such city,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 295 (file No. 254), entitled

A bill to authorize the board of supervisors of Muskegon county, in this State, to expend during the year ending March 1, 1892, a sum not exceeding \$5,000 in repairing the court house and jail of said county, and in constructing therein suitable heating apparatus,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 31, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 126 (file No. 217), entitled

A bill to amend section four of act No. 457 of the local acts of 1889, entitled "An act to incorporate school district No. 3, in the township of Croton, county of Newaygo,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 31, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 251 (file No. 228), entitled

A bill to incorporate the public schools of the township of Albert, county of Montmorency.

Also,

House bill No. 56 (file No. 112), entitled

A bill to prevent the spearing of fish in the waters of the inland lakes in the county of Livingston,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on education and public schools.

The second named bill was read a first and second time by its title and referred to the committee on fisheries.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 31, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following: Senate bill No. 81, entitled

A bill relating to the city of Menominee and to amend act No. 228 of the session laws of 1883, entitled "An act to incorporate the city of Menominee," approved March 16, 1883,

Which title has been amended by the House to read as follows:

A bill to revise and amend the charter of the city of Menominee, being act No. 228 of the session laws of 1883, entitled "An act to incorporate the city of Menominee,"

In the passage of which bill, with title as amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The question being on concurring in the amendment made by the House to the title of the bill,

On motion of Mr. Fleshiem,

The Senate concurred in the amendment, a majority of all the Senators elect voting therefor.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 31, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Senate bill No. 85, entitled

A bill to amend local act No. 364 of year 1889, entitled "An act to incorporate the city of Bessemer, in the county of Gogebic," approved April 10, 1889, by adding a new section thereto, to be numbered section 11,

In the passage of which bill, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 31, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 420 (file No. 252), entitled

A bill authorizing the incorporation of poultry and pet stock associations in the State of Michigan.

Also,

House bill No. 384 (file No. 149), entitled

A bill to amend act No. 307 of the local acts of 1885, entitled "An act to revise and amend the charter of the city of West Bay City and to repeal all acts and parts of acts in conflict therewith," approved April 1, 1885, as amended and revised by the several acts amendatory and revisionary thereof, by amending sections 13 and 15 of title 3; sections 3 and 40 of title 4; and title 4 by adding a new section thereto to stand as section 41; sections 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 17, 18, 19, 20, 21, 24, 42 and 43 of title 5; entire title 12 by substituting a new title therefor to stand as title 12; sections 1, 2, 3, 10, 12, 17 and 20 of title 13; sections 3, 4 and 12 of title 14; sections 5, 6 and 7 of title 15; sections 2, 6, 7, 9, 12, 13, 14, 18 and 19 of title 16; entire title 18 by substituting a new title therefor to stand as title 18; and to repeal sections 19, 20, 21 and 22 of title 11; sections 25, 26, 44, 45, 46, 47 and 48 of title 5 of said act as amended by the several acts amendatory and revisionary thereof,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Smith,
Senate bill No. 98, entitled

A bill to repeal act No. 271 of the public acts of 1887, entitled "An act to allow the commitment and detention of female children to the House of the Good Shepherd, at Detroit,"

Was ordered printed for the use of the committee on Industrial Home for Girls.

On motion of Mr. Smith,
Senate bill No. 230, entitled

A bill to provide for a board of public works for the city of Detroit,

Was ordered printed for the use of the committee on cities and villages.

THIRD READING OF BILLS.

Senate bill No. 50 (file No. 23), entitled

A bill relative to disorderly persons,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Milnes	Mr. Sharp	
Beers	Fridlender	Mugford	Smith	
Boughner	Garvelink	Park	Toan	
Brown	Gilbert	Porter	Wheeler	
Crocker	McCormick	Sabin	Wisner	
Doran	Miller			22

NAYS.

Mr. Benson	Mr. Morrow	Mr. Taylor	Mr. Wilcox	
Holcomb	Prindle			6

Title agreed to.

House bill No. 227 (file No. 133), entitled

A bill to provide for the incorporation of the Benevolent and Protective Order of Elks.

The bill was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Morrow	Mr. Sharp	
Benson	Fridlender	Mugford	Smith	
Beers	Garvelink	Park	Taylor	
Boughner	Gilbert	Porter	Toan	
Brown	McCormick	Prindle	Wheeler	
Crocker	Miller	Sabin	Wisner	
Doran	Milnes			26

NAYS.

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Title agreed to.

By unanimous consent,

Mr. Wisner offered the following resolution:

WHEREAS, On the 20th day of March, 1891, a petition was offered in the Senate by Senator Stevens, and spread upon the Journal without reading, which reflects upon the reputation and standing of a member of this Senate; and

WHEREAS, Said petition, if not expunged, will go upon the official Journal of the Senate and remain there for all time to come; therefore

Resolved, That inasmuch as said petition was introduced as a joke, without seriously intending to affect the reputation of a Senator, that the same is hereby expunged from the official record, and that said petition be and the same is hereby withheld from publication in the Senate Journal.

The question being on the adoption of the resolution,

The resolution was adopted.

GENERAL ORDER.

On motion of Mr. Doran,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Bastone to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I

House bill No. 226 (file No. 218), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home and other expenses necessary to the maintenance and improvement thereof for the years 1891 and 1892.

Also,

Senate bill No. 19, entitled

A bill to revise and amend act No. 248 of the session laws of 1873, entitled "An act to grant a special charter to the village of Morenci heretofore incorporated by the board of supervisors of the county of Lenawee."

Also,

House bill No. 209 (file No. 107), entitled

A bill to amend sections 10 and 15 of an act entitled "An act to organize the union school district of the city of Saginaw," being act number 260, laws of 1865, and the acts amendatory thereof.

Also,

House bill No. 402 (file No. 175), entitled

A bill to amend sections 22 and 27 of act No. 335 of the local acts of 1889, approved March 19, 1889, entitled "An act to revise and amend act No. 522 of the local acts of 1887," being an act entitled "An act to incorporate the public schools of the city of Muskegon," approved June 18, 1887.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II

The committee of the whole have also had under consideration,

Senate bill No. 331 (file No. 161), entitled

A bill to regulate certain foreign secret or fraternal life insurance associations or corporations.

Also,

Senate bill No. 182 (file No. 150), entitled

A bill to organize the township of Lake, in the county of Montmorency.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

III.

The committee of the whole have also had under consideration,

Senate bill No. 164, entitled

A bill to prohibit the feeding of garbage, swill, or animal or vegetable refuse of any kind to cattle, sheep, hogs, or any food producing animal or animal used for food, and to prohibit the sale of the meat from any animal so fed in this State.

Also,

Senate bill No. 161 (file No. 103), entitled

A bill to prohibit the use of free passes on railroads by members of the Legislature,

Have directed their chairman to report the same back to the Senate, with the recommendation that all after the enacting clause be stricken out.

JOHN BASTONE, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Bastone,

The Senate concurred in the amendments made to the second named bills and the same were placed on the order of third reading of bills.

On motion of Mr. Bastone,

The Senate concurred in the recommendation of the committee regarding the first mentioned of the third named bills, being Senate bill No. 164, and all after the enacting clause of the same was ordered stricken out.

The question then being upon concurrence by the Senate in the recommendation of the committee regarding the last named bill, viz.:

A bill to prohibit the use of free passes on railroads by members of the Legislature,

The Senate did not concur in said recommendation, Mr. Brown calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Mugford	Mr. Smith	Mr. Wheeler	3
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NAYS.

Mr. Bastone	Mr. Fleshier	Mr. Morrow	Mr. Stevens
Benson	Fridlander	Park	Taylor
Beers	Garvelink	Porter	Toan
Boughner	Holcomb	Prindle	Weiss
Brown	McCormick	Sabin	Wilcox
Crocker	Miller	Sharp	Wisner
Doran			

25

On motion of Mr. Brown,

The bill was then placed upon the order of third reading of bills.

On motion of Mr. Park,

By unanimous consent,

Senate joint resolution No. 9 (file No. 4), entitled

Joint resolution to authorize the Board of State Auditors to settle the

claim of Charles Bresler for the unpaid portion of circulating notes or bills,

Was taken from the table.

On motion of Mr. Park,

The rules were then suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and, pending the taking of a vote upon its passage,

Mr. Bastone moved to amend the joint resolution,

Which motion to amend was not entertained by the Senate, a majority of the Senate not voting therefor.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Garvelink	Mr. Park	Mr. Stevens
Brown	Gilbert	Porter	Toan
Crocker	McCormick	Prindle	Weiss
Doran	Miller	Sharp	Wheeler
Fleishem	Morrow	Smith	Wisner
Fridlender	Mugford		
			22

NAYS.

Mr. Bastone	Mr. Milnes	Mr. Taylor	Mr. Wilcox
Benson	Sabin		
			6

The question being upon agreeing to the title and preamble,

Mr. Park moved to amend the title by inserting the letter "E" between the names "Charles" and "Bresler" where they occur;

Which motion to amend prevailed, and the title as amended and the preamble were then agreed to.

By unanimous consent,

Mr. Gilbert presented the following petition:

No. 172. By Mr. Gilbert: Petition of 13th annual encampment, G. A. R., asking for a \$50,000 appropriation by the State towards the national G. A. R. encampment at Detroit.

Referred to the committee on military affairs.

On motion of Mr. Gilbert,

The petition was ordered spread on the Journal, as follows:

Opera House, Muskegon, March 11, 1891.

To the Honorable the Senate and House of Representatives of Michigan:

GENTLEMEN—The thirteenth annual encampment, department of Michigan, Grand Army of the Republic, in session assembled, respectfully ask that your honorable bodies do pass the bill now before you making an appropriation of \$50,000 to aid in the entertainment of our guests at the national encampment, Grand Army of the Republic, to be held in the city of Detroit in August next.

In making this request, we would respectfully call your attention to the fact that in the city of Adrian one year ago, the delegates to the ensuing

national encampment were instructed to use their influence to secure the holding of the next national encampment in the State of Michigan.

This action was taken in good faith and in the firm belief that in so doing, credit would be reflected on the commonwealth. We are of the opinion that the sum asked, if granted, will not entail a perceptible burden upon a single person by the way of tax, therefore we trust our request will meet with the approval of your honorable body, as coming from those who have a place in your esteem because of past services rendered in behalf of the State and nation.

The motion to adopt the above report of the committee on resolution was carried unanimously, by a rising vote of the delegates to the thirteenth annual encampment, representing twenty-one thousand Grand Army men of the Department of Michigan.

W. B. SUMNER,
Assistant Adjutant General.

HENRY M. DUFFIELD,
Department Commander.

By unanimous consent,
On motion of Mr. Doran,
House bill No. 226 (file No. 218), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home and other expenses necessary to the maintenance and improvement thereof for the years 1891 and 1892,

Was placed upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Smith	
Benson	Garvelink	Park	Stevens	
Boughner	Gilbert	Porter	Taylor	
Brown	McCormick	Prindle	Toan	
Crocker	Miller	Sabin	Wheeler	
Doran	Milnes	Sharp	Wisner	
Fleishem	Morrow			26

NAYS.

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Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Fridlender,

The Senate adjourned.

Lansing, Wednesday, April 1, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Mr. Stevens.

On motion of Mr. Fleshier,

Mr. Stevens was excused from attendance until tomorrow.

PRESENTATION OF PETITIONS.

No. 173. By Mr. Milnes: Protest of Battle Creek Machine Co. and 14 other manufacturing companies, against the passage of Senate bill No. 204, pertaining to corporations for manufacturing purposes.

Referred to committee on judiciary.

No. 174. By Mr. Fleshier: Protest of 59 citizens of Iron county, against the proposed abolishment of the game warden system, and asking for the strengthening of laws protecting game.

Referred to committee on fisheries.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 443 (file No. 136), entitled

A bill to reincorporate the city of Mason,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in:

Add to end of section 14: "Provided that all parcels of land used exclusively for farming purposes, and not laid out into city lots, shall be exempt from the expenses and taxes for operating and maintaining water-works,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendment made to the bill by the committee.

On motion of Mr. Wilcox,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Holcomb	Mr. Sabin	
Benson	Fleshier	Miller	Taylor	
Beers	Fridlender	Milnes	Toan	
Boughner	Garvelink	Morrow	Wilcox	
Brown	Gilbert	Porter	Wisner	20

NAYS.

Mr. Smith

1

Title agreed to.

On motion of Mr. Wilcox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Park,

The members of the select committee appointed to investigate reports of bribery, etc., in connection with certain Senators, were excused from attendance for the day.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 84, entitled

A bill to incorporate the village of Clifford in Lapeer county, Michigan.

Also,

Senate bill No. 85, entitled

A bill to amend local act No. 364 of the year 1889, entitled "An act to incorporate the city of Bessemer, in the county of Gogebic," approved April 10, 1889, by adding a new section thereto to be numbered section 11,

C. B. BOUGHNER, *Chairman*.

Report accepted.

By the committee on Reform School:

The committee on Reform School, to whom was referred

Senate bill No. 123, entitled

A bill making appropriations for the Reform School for the years 1891 and 1892,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on banks and corporations:

The committee on banks and corporations to whom was referred

Senate bill No. 176, entitled

A bill to incorporate the Deutscher Landwehr-Unterstützungs-Verein,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Reform School:

The committee on Reform School, to whom was referred

Senate bill No. 179, entitled

A bill to amend section 10 of chapter 342, of Howell's annotated statutes of Michigan, as amended by act No. 172 of the session laws of 1885, relative to the Reform School,

Respectfully report that they have have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

JOHN R. BENSON, *Chairman.*

The report was accepted, and the bill was ordered printed.

By the committee on Reform School:

The committee on Reform School to whom was referred

Senate bill No. 193, entitled

A bill to amend section 15 of an act entitled "An act to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137," as amended by act 84 of the public acts of 1877, relative to the Reform School, being sections 9817 and 9819 of Howell's annotated statutes of 1882, and to add a new section to stand as section 15, approved June 10, 1885,

Respectfully report that they have had the same under consideration, and have directed me to ask that the same be printed for the use of the committee.

JOHN R. BENSON, *Chairman.*

The report was accepted and the bill was ordered printed.

By the committee on banks and corporations:

The committee on banks and corporations to whom was referred

Senate bill No. 292, entitled

A bill to amend section 8 of chapter 119 of compiled laws of 1865, being compiler's section of Howell's annotated statutes 4488, relative to authorizing the incorporation of the Independent Order of Odd Fellows and to repeal all acts inconsistent therewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 31, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 343 (file No. 255), entitled

A bill to define and punish the crime of larceny in certain cases, and to regulate the practice thereunder.

Also,

House bill No. 363 (file No. 221), entitled

A bill to prevent the killing of deer in the counties of Allegan and Van Buren for a period of three years,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on fisheries.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 31, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 233 (file No. 76), entitled

A bill to authorize the First Free Will Baptist Church, of Lansing, Michigan, to mortgage certain of its real estate for the purpose of paying its debts.

Also,

House bill No. 342 (file No. 188), entitled

A bill to incorporate the village of Muskegon Heights, in the county of Muskegon.

Also,

House bill No. 340 (file No. 111), entitled

A bill to prevent the taking, catching or destruction of fish in Donnell's lake and Diamond lake in Penn township, Mud lake in Calvin township, and Indian lake, Dewey lake, Cable lake, Magician lake, and Crooked lake in Silver Creek township, all in the county of Cass; and Crooked lake and Round lake in the township of Keeler, in Van Buren county; and Brush lake in the townships of Berrien and Pipestone, and Long lake in Berrien township, Berrien county; and Lee lake in Newton township, in the county of Calhoun, and to repeal act No. 134 of the public acts of 1889, approved June 7, 1889, relative to destruction of fish in certain lakes in this State,

Also,

House bill No. 692 (file No. 272), entitled

A bill to provide for a board of review of assessments in the city of Iron Mountain, in the county of Menominee.

Also,

House bill No. 321 (file No. 257), entitled

A bill to amend an act entitled "An act to incorporate the city of Midland," approved February 21, 1887, being act No. 354 of the local acts of the year 1887,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on religious and benevolent societies.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

The third named bill was read a first and second time by its title and referred to the committee on fisheries.

The fourth named bill was read a first and second time by its title and pending its reference,

On motion of Mr. Fleshiem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. McCormick	Mr. Smith	
Benson	Fridlender	Morrow	Taylor	
Beers	Garvelink	Porter	Toan	
Boughner	Gilbert	Sabin	Weiss	
Doran	Holcomb	Sharp	Wisner	20

NAYS.

0

Title agreed to.

On motion of Mr. Fleshiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The fifth named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 31, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 632 (file No. 169), entitled

A bill to amend sections 1, 2 and 5 of act No. 152 of the public acts of 1883, being an act entitled "An act to provide for the taxation of persons, copartnerships, associations, car loaning companies, corporations and fast freight lines engaged in the business of running cars over any of the railroads of this State and not being exclusively the property of any railroad company, paying taxes on their gross receipts," approved June 5, 1883, being compiler's sections 1236a, 1236b and 1236c of Howell's annotated statutes of Michigan,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on railroads.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, March 31, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 388 (file No. 215), entitled

A bill to amend sections 2, 7, 8, 15 and 17 of act numbered 262 of the session laws of 1889, entitled "An act for the winding up of mining and

manufacturing corporations whose charters have expired," approved July 5, 1889, and to repeal sections 12, 13 and 14 of said act,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on mining interests.

THIRD READING OF BILLS.

Senate bill No. 122 (file No. 60), entitled

A bill to provide for the appointment, fix the compensation, and prescribe the duties of a stenographer, for the 11th judicial circuit, and to establish a basis for the payment of his salary by the counties in said circuit,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Miller	Mr. Smith	
Boughner	Garvelink	Porter	Toan	
Brown	Gilbert	Sabin	Weiss	
Doran	Holcomb	Sharp	Wisner	
Fleishiem				17

NAYS.

Mr. McCormick	Mr. Morrow	Mr. Taylor	3
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Title agreed to.

Senate bill No. 19, entitled

A bill to revise and amend act No. 248 of the session laws of 1873, entitled "An act to grant a special charter to the village of Morenci heretofore incorporated by the board of supervisors of the county of Lenawee,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleishiem	Mr. Miller	Mr. Sharp	
Benson	Fridlender	Milnes	Smith	
Boughner	Garvelink	Morrow	Toan	
Brown	Gilbert	Porter	Wisner	
Doran	McCormick	Sabin		19

NAYS.

0

Title agreed to.

House bill No. 402 (file No. 175), entitled

A bill to amend sections 22 and 27 of act No. 335, of the local acts of 1889, approved March 19, 1889, entitled "An act to revise and amend act No. 522, of the local acts of 1887, being an act entitled, 'An act to incorporate the public schools of the city of Muskegon,'" approved June 18, 1887,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Miller	Mr. Smith
Benson	Garvelink	Milnes	Taylor
Boughner	Gilbert	Porter	Toan
Brown	Holcomb	Sabin	Weiss
Doran	McCormick	Sharp	Wisner
Fleishiem			

21

NAYS.

0

Title agreed to.

House bill No. 209 (file No. 107), entitled

A bill to amend sections 10 and 15 of an act entitled "An act to organize the union school district of the city of Saginaw," being act No. 260, laws of 1865, and the acts amendatory thereof,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleishiem	Mr. Miller	Mr. Smith
Benson	Fridlender	Milnes	Taylor
Beers	Garvelink	Morrow	Toan
Boughner	Gilbert	Porter	Weiss
Brown	Holcomb	Sabin	Wisner
Doran	McCormick		

22

NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 331 (file No. 161), entitled

A bill to regulate certain foreign secret or fraternal life insurance associations or corporations,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleishiem	Mr. Mugford	Mr. Taylor
Benson	Fridlender	Park	Toan
Beers	Garvelink	Porter	Weiss
Boughner	Holcomb	Sabin	Wheeler
Brown	McCormick	Sharp	Wilcox
Crocker	Miller	Smith	Wisner
Doran	Milnes		

26

NAYS.

0

Title agreed to.

Senate bill No. 161 (file No. 103), entitled

A bill to prohibit the use of free passes on railroads by members of the Legislature,

Was read a third time, and, pending the taking of a vote upon its passage,

Mr. Sabin, by consent of a majority of the Senate, moved to amend the bill as follows:

1. By striking out of line 2 of section 1, the words "member of the Legislature of this State to" and inserting in lieu thereof the words "executive, legislative or judicial officer of this State, or any officer or person in any manner designated or appointed by any such officer to directly or indirectly in any manner whatever."

2. By striking out of line 1 of section 2, the words "member of the Legislature violating the provisions of section 1 of this act."

3. By inserting in line 1, of section 2, after the word "any" the words "officer or person named in section 1 of this act, violating the provisions thereof."

4. By inserting in line 3 of section 2, after the word "for" the words "a period not exceeding."

5. By inserting in line 2 of section 3, after the word "holder" the words "as an officer or person named in section 1 of this act."

The question then being upon the adoption of the first amendment offered by Mr. Sabin,

The amendment was concurred in and section 1 as so amended was then adopted.

The question then being upon the adoption of the second amendment offered by Mr. Sabin,

The amendment was concurred in and section 2 as so amended was then adopted.

The question then being upon the adoption of the third amendment offered by Mr. Sabin,

The amendment was concurred in and section 2 as so amended was then adopted.

The question then being upon the adoption of the fourth amendment offered by Mr. Sabin,

The amendment was concurred in and section 2 as so amended was then adopted.

The question then being upon the adoption of the fifth amendment offered by Mr. Sabin,

The amendment was not concurred in.

Mr. Taylor, by consent of a majority of the Senate, moved to amend the bill as follows:

1. By striking out of line 2 of section 2 the word "felony" and inserting in lieu thereof the words "a misdemeanor."

2. By inserting in line 3 of section 1, after the words "running through this State," the words "this act shall apply to members of the Legislature only during sessions of the Legislature."

The question then being upon the adoption of the first amendment offered by Mr. Taylor,

The amendment was concurred in, and section 2 as so amended was then adopted.

The question then being upon the adoption of the second amendment offered by Mr. Taylor,

The amendment was concurred in, and section 1 as so amended was then concurred in.

The bill was then read as amended and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Milnes	Mr. Sharp
Benson	Garvelink	Morrow	Taylor
Boughner	Gilbert	Porter	Weiss
Brown	McCormick	Sabin	Wisner
Doran	Miller		

18

NAYS.

Mr. Fleshiem	Mr. Holcomb	Mr. Stevens	Mr. Toan	4
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The question then being on agreeing to the title,

Mr. Brown moved to amend the title so as to read as follows:

"A bill to prohibit the use of free passes on railroads by executive, legislative, or judicial officers, or by any officer or person in any manner designated or appointed by any such officer, and to provide a penalty for violating any of the provisions of this act."

Which motion to amend prevailed, and the title as so amended was then agreed to.

On motion of Mr. Porter,

By a vote of two-thirds of all the Senators elect,
House bill No. 402 (file No. 175), entitled,

A bill to amend sections 22 and 27 of act No. 335 of the local acts of 1889, approved March 19, 1889, entitled "An act to revise and amend act No. 522 of the local acts of 1887," being an act entitled "An act to incorporate the public schools of the city of Muskegon," approved June 18, 1887,

Was ordered to take immediate effect.

By unanimous consent,

Mr. Holcomb presented the following petition:

No. 175: By Mr. Holcomb: Petition of Wm. F. Devlin and 29 others, asking for the passage of the bill incorporating the village of Hillman, Montmorency county.

Referred to committee on cities and villages.

On motion of Mr. Holcomb,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives of the State of Michigan:

We the undersigned resident business men of the village of Hillman, in the county of Montmorency, said State, do most respectfully and earnestly ask that House bill No. 194 do pass, having good reason to believe and know that the incorporation of said village will lead to its prosperity and good order, and that we, the said business men, and all classes of people residing therein will be permanently benefited thereby.

By unanimous consent,

Mr. Doran presented the following petitions:

No. 176. By Mr. Doran: Protest of Merrill Milling Co. and 9 other companies, against the passage of Senate bill No. 204 relative to manufacturing companies.

Referred to committee on judiciary.

On motion of Mr. Doran,

The protest was ordered spread on the Journal as follows:

To the Honorable the Members of the Senate and House of Representatives of the State of Michigan:

GENTLEMEN—The undersigned manufacturing companies incorporated

under the laws of the State of Michigan, and doing business therein, do hereby protest against the passage of Senate bill No. 204, pertaining to corporations for manufacturing purposes, etc. Such a law would be injurious to the best interests of every organization doing business under that law, and of nine-tenths of the stockholders therein. Disaster to a large portion of such corporations would be the inevitable and immediate result.

No. 177. By Mr. Doran: Protest of Muskegon Iron & Steel Co. and 25 other manufacturing companies; same subject.

Same reference.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

Muskegon, Mich., March 25, 1891.

To the Honorable, the members of the Senate and House of Representatives of the State of Michigan:

We, the undersigned manufacturing companies and business men of the State of Michigan, and doing business therein, do earnestly protest against the passage of Senate bill No. 204, pertaining to corporations for manufacturing purposes, etc.

Such a law would be disastrous to the best interests of every first-class corporation, doing business under the law, and would do far more injury to the stockholders of the same than any possible injury that can come to them under the present laws.

The result of the passage of such a law would be that it would cripple large numbers of institutions, who carry a good surplus, which is needed in the transaction of their business. It would put things in such shape that a few, or even one, obstreperous stockholder could jeopardize the best business interests of a concern. But it is a well known fact that concerns carrying a good surplus have been the most prosperous and the best institutions for the stockholders.

Under this law, only a very limited surplus could be carried, and companies holding at present a good surplus, that is needed in their business, would be prevented by any one stockholder of the concern, from capitalizing this surplus, so as to give them sufficient cash capital for the proper conduct of their business.

No. 178. By Mr. Doran: Protest of Powers & Walker Casket Company; same subject.

Same reference.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

Grand Rapids, Mich.

To the Members of the Senate and House of Representatives, Lansing, Mich.:

GENTLEMEN—We believe the passage of Senate bill No. 204 would be unjust and cause endless annoyance to the corporations of this State, and we hereby protest against its passage.

Respectfully,

POWERS & WALKER CASKET CO.

Per W. E. E., Secretary and Treasurer.

No. 179. By Mr. Doran: Protest of the Temple Co. of Muskegon; same subject.

Same reference.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

Muskegon, Mich., March 24, 1891.

Messrs. Crane & Breck, Kalamazoo, Mich:

GENTLEMEN—We thank you for calling our attention to the proposed amendment now before the Senate of Michigan, which, if the same becomes a law, would prevent all manufacturing companies from adding to their capital and hinder their development. Such a law would be against public policy, be directly opposed to the theory of republican government, would enable any crank for any cause, either real or fancied, to thwart the action of 99 per cent of the stockholders of any manufacturing concern; prevent such accumulation of surplus, demanded by the best interests of a corporation, deprive it of the power to provide a sufficient sum to meet either its growing needs, the vicissitudes of trade, or the contingencies of the future. Such effort as we can make will be made to prevent the passage of a law so inimical to the best interests, not only of manufacturing companies, but of the State itself.

Yours very truly,

TEMPLE COMPANY.

A. F. TEMPLE, *Treas. and Gen. Manager.*

No. 180. By Mr. Doran: Protest of Canada Malt Co., Detroit, same subject.

Same reference.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

Detroit, Mich., March 25, 1891.

To the Honorable the Senate and House of Representatives of the State of Michigan:

GENTLEMEN—We earnestly protest against the passage of act No. 204, Senate bill, introduced by Senator Wisner, entitled an act to amend section 10 of an act entitled "An act to revise the laws providing for the incorporation of manufacturing companies, etc.," for the reason that said act is oppressive and unjust to manufacturing interests, and will seriously cripple the same.

Very respectfully,

CANADA MALT CO.

C. I. FARRELL, *Manager.*

No. 181. By Mr. Doran: Protest of Crescent Furniture and Manufacturing Co., of Big Rapids; same subject.

Same reference.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

Big Rapids, Mich., March 28, 1891.

To the Honorable, the Members of the Senate and House of Representatives of the State of Michigan:

GENTLEMEN—The undersigned manufacturing companies, incorporated under the laws of the State of Michigan, and doing business therein, do hereby protest against the passage of Senate bill No. 204, pertaining to corporations for manufacturing purposes, etc. Such a law would be injurious to the best interests of every organization doing business under

that law, and of nine-tenths of the stockholders therein. Disaster to a large portion of such corporations would be the inevitable and immediate result.

CRESCENT FURNITURE & Mf'g Co., Big Rapids, Mich.
George W. Crawford, *President*.
D. C. Morrill, *Treasurer*.
E. A. Darling, *Secretary*.

No. 182. By Mr. Doran: Protest of Clare Wooden Ware Co., of Clare, Michigan, same subject.

Same reference.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

Clare, Mich., March 23, 1891.

To the Michigan Legislature:

We earnestly urge that Senate bill No. 204 pertaining to corporations for manufacturing purposes, is pernicious and if enacted into law would entail injury to almost if not all the manufacturing corporations in Michigan. It ought not to pass.

CLARE WOODEN WARE CO.

By S. KIRKBRIDE, *Secretary*.

No. 183. By Mr. Doran: Protest of Barker Scale Co. and two other companies; same subject.

Same reference.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Members of the Senate and the House of Representatives of the State of Michigan:

GENTLEMEN—The undersigned manufacturing companies, incorporated under the laws of the State of Michigan, and doing business therein, do hereby protest against the passing of Senate bill No. 204, pertaining to corporations for manufacturing purposes, etc. Such a law would be injurious to the best interests of every organization doing business under that law and of nine-tenths of the stockholders therein. Disaster to a large portion of such corporations would be the inevitable and immediate result.

Dated at Nashville, Michigan, March 24, 1891.

BARKER SCALE CO.,

By C. M. Putnam, *President*.

BELL FURNITURE AND NOVELTY CO.,

C. L. Glasgow, *President*.

THE WILLIAMS FRUIT EVAPORATOR CO.,

Frank C. Beese, *President*.

No. 184. By Mr. Doran: Protest of Nelson Matter Co. and 40 other manufacturing companies of Grand Rapids; same subject.

Same reference.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

To the Honorable, the Members of the Senate and the House of Representatives of the State of Michigan:

GENTLEMEN—We, the undersigned manufacturing companies of Grand Rapids, Michigan, incorporated under the laws of this State, would

respectfully enter our protest against the passage of Senate bill No. 204, believing that should such a measure become law, it would act to the injury of our respective organizations and be detrimental to the welfare and interests of our city which is pre-eminently a manufacturing center.

No. 185. By Mr. Doran: Protest of Gray, Toynton & Fox and 20 other manufacturing companies; same subject.

Same reference.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

To the Honorable the members of the Senate and House of Representatives of Michigan:

GENTLEMEN—The undersigned mercantile and manufacturing companies incorporated under the laws of the State of Michigan, and doing business therein and others do hereby protest against the passing of Senate bill No. 204, pertaining to corporations for manufacturing purposes, etc. Such a law would be injurious to the best interests of every organization doing business under that law, and of nine-tenths of the stockholders therein. Disaster to a large portion of such corporations would be the inevitable and immediate result.

No. 186. By Mr. Doran: Resolution of Grand Rapids Board of Trade relative to same subject.

Same reference.

On motion of Mr. Doran,

The resolution was ordered spread on the Journal, as follows:

Grand Rapids, March 31, 1891.

We, the Grand Rapids Board of Trade, hereby protest against the passage of Senate bill No. 204, pertaining to manufacturing corporations, etc., deeming the passage of such a law an injury to the best interests of every corporation doing business under the present law.

It is therefore hereby resolved that a copy of this protest be sent to Senator Doran and his coöperation asked in preventing the passage of the bill aforesaid.

GRAND RAPIDS BOARD OF TRADE.

GENERAL ORDER.

On motion of Mr. Boughner,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Taylor to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 224, entitled

A bill to provide for ceding to the United States of America exclusive jurisdiction over the property selected for fish hatching purposes,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

II.

The committee of the whole have also had under consideration

Senate bill No. 319 (file No. 160), entitled

A bill to establish a department of stationery and supplies for the purpose of supplying the State departments and institutions with such articles from one central head and supervision, and to provide for proper inspection of goods furnished to such department.

Have directed their chairman to report progress and ask leave to sit again.

R. L. TAYLOR, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Taylor,

The Senate granted leave for a further consideration of the second named bill by the committee of the whole.

The committee on finance and appropriations made the following report:

By the committee on finance and appropriations:

The committee on finance and appropriations to whom was referred

Senate bill No. 154 (file No. 81), entitled

A bill making appropriations for building an extension to shop, additional power, machinery, lumber, finishings and general repairs of the State House of Correction and Reformatory at Ionia,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in.

Section 1, line 1, the word "four" after the word "forty" be stricken out. Same section, line 2, the words "three hundred and seventy-five" be stricken out. Same section, line 5, the word "twenty" after the word "belting" be stricken out and the word "forty" to be inserted in lieu thereof. Same line, after the words "dollars for the purchase of the supply of lumber" be stricken out. Section 1, from line 6 to line 12 inclusive be stricken out.

Report accepted and committee discharged.

On motion of Mr. Gilbert,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Brown moved that

Senate bill No. 161 (file No. 103), entitled

A bill to prohibit the use of free passes on railroads by executive, legislative or judicial officers, or by any officer or person in any manner designated or appointed by any such officer, and to provide a penalty for violating any of the provisions of this act,

Be ordered to take immediate effect.

Pending the taking of a vote thereon,

Mr. Fleshiem moved that there be a call of the Senate;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

Pending a call of the roll of the Senate,

On motion of Mr. Milnes,

All further proceedings under the call were dispensed with.

On motion of Mr. Milnes,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

The question before the Senate being the motion by Mr. Brown, viz:

That Senate bill No. 161 (file No. 103), entitled

A bill to prohibit the use of free passes on railroads by executive, legislative or judicial officers, or by any officer or person in any manner designated or appointed by any such officer, and to provide a penalty for violating any of the provisions of this act,

Be ordered to immediate effect,

The same prevailed, Mr. Brown calling for the yeas and nays, and two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Milnes	Mr. Sabin	
Benson	Fridlander	Morrow	Sharp	
Beers	Garvelink	Mugford	Taylor	
Brown	Holcomb	Park	Toan	
Crocker	McCormick	Porter	Weiss	
Doran	Miller	Prindle	Wilcox	24

NAYS.

Mr. Wheeler	Mr. Wisner	2
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REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 545, entitled

A bill to revise and amend sections 2, 3 and 4 of title 1; sections 1, 3, 13 and 32 of title 2; sections 3, 8, 10, 11, 22 and 27 of title 3; sections 11, 26 and 33 of title 4; sections 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 21, of title 5; sections 2, 3, 6, 10, 11, 17, 19 and 23 of title 6; sections 12, 20 and 26 of title 10, of an act entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids,' approved April 2, 1850, as amended by the several acts amendatory thereof," approved March 29, 1877, as amended by the several acts amendatory thereof, and to repeal act No. 463 of the local acts of 1887, entitled "An act to provide for the election of collectors of taxes for the several wards of the city of Grand Rapids, and to prescribe the duties of such collectors," approved May 11, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Add the following to end of section 2, title 1.

"All the territory included in the above described limits shall form a portion of the school district of the city of Grand Rapids, and all public schools thereon, and all school property shall be under the direction and

control of the board of education of the city of Grand Rapids, and the said board of education shall have the same authority, jurisdiction and powers over said territory, schools and school property, as is given by law throughout the limits of the city of Grand Rapids. And the indebtedness of school districts wholly included in said annexed territory shall be paid by the said board of education of the city of Grand Rapids. Power and authority is hereby given the said board of education and school inspectors of either of said townships to determine what sum should equitably be apportioned to that part of any school district on said annexed territory whose bounds extend beyond the limits of said annexed territory, for its interest in any school property existing in said annexed territory, and acquired by said board of education under the provisions of this act. And if any sum shall be found to be equitably due therefor to such school district, said board of education is hereby authorized and required to adjust and pay for the same and raise the amount thereof in the manner provided by law for the erection of school-houses and the purchase of land for school purposes in said city of Grand Rapids."

At the end of section 4 strike out the following words: "the provisions of this section shall take effect on the first day of March, A. D. 1892, and shall not," and insert in lieu thereof the following words: "the provisions of the foregoing sections 2, 3 and 4 of title 1 shall take effect and become operative on the first day of March, 1892, and not before," and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Park	Mr. Taylor
Benson	Holcomb	Porter	Toan
Beers	McCormick	Prindle	Weiss
Brown	Miller	Sabin	Wheeler
Doran	Milnes	Sharp	Wilcox
Fleishem	Morrow	Smith	Wisner
Fridlender	Mugford		

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NAYS.

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Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on State Public School:

The committee on State Public School, to whom was referred

Senate bill No. 92, entitled

A bill making an appropriation for the support of the State Public

School for the years 1891 and 1892, for making improvements at that institution and to provide for tax for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Section 3 to stand as section 4.

Also the following to stand as section 3: Section 3—"The sum of \$2,000 for the year 1891, and the sum of \$2,000 for the year 1892, are hereby appropriated out of the general fund not otherwise appropriated, for the purpose of defraying the expenses of an escort for children to be taken from the State Public School and placed in homes," and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

GEORGE W. SHARP, *Chairman*,

Report accepted and committee discharged.

On motion of Mr. Sharp,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee on finance and appropriations.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 143, entitled

A bill to require all corporations and all associations and joint stock companies having any of the powers and privileges of corporations, not possessed by individuals or partnerships engaged in the business of mining, smelting and refining ores in this State, to pay State taxes upon all their property the same as paid upon other kinds of property by individuals in this State under the general laws of this State, and to repeal section 1226 of Howell's annotated statutes, being section 1176 of the compiled laws of 1871, as amended by subsequent acts,

Have directed me to ask that the same be printed for the use of the committee.

C. W. WISNER, *Chairman*.

The report was accepted and the bill was ordered printed.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Taylor,

Leave of absence was granted to himself for the remainder of the week.

On motion of Mr. Fridlender,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

House bill No. 33 (file No. 3), entitled

A bill requiring certain of the regular terms of the circuit court for the county of Iosco to be hereafter held within the city of AuSable,

Was taken from the table and placed upon its immediate passage.

The bill was then read a third time, and pending the taking of a vote upon its passage,

Mr. Gilbert moved to amend the bill;

Which amendment was not entertained by the Senate, a majority of the Senate not voting therefor.

The bill then failed to pass, a majority of all the Senators elect not voting therefor, by yeas and nays as follows:

YEAS.

Mr. Crocker	Mr. Holcomb	Mr. Park	Mr. Stevens
Doran	McCormick	Porter	Weiss
Fleishem	Morrow	Sharp	Wheeler
Fridlender	Mugford	Smith	Wisner
			16

NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Miller	Mr. Toan
Benson	Gilbert	Sabin	Wilcox
Beers			
			9

On motion of Mr. Fridlender,

The vote by which the bill did not pass was reconsidered.

On motion of Mr. Fridlender,

The bill was then laid on the table.

On motion of Mr. Stevens,

The rules were suspended and the committee on judiciary was discharged from the further consideration of

Senate bill No. 143 (file No. 76), entitled

A bill to require all corporations and all associations and joint stock companies having any of the powers and privileges of corporations, not possessed by individuals or partnerships engaged in the business of mining, smelting and refining ores in this State, to pay State taxes upon all their property the same as paid upon other kinds of property by individuals in this State under the general laws of this State, and to repeal section 1226 of Howell's annotated statutes, being section 1176 of the compiled laws of 1871 as amended by subsequent acts.

On motion of Mr. Stevens,

The rules were suspended, and the bill was placed on its immediate passage, Mr. Stevens calling for the yeas and nays, and two-thirds of all the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Porter	Mr. Taylor
Crocker	Holcomb	Prindle	Toan
Doran	Miller	Sabin	Weiss
Fleishem	Milnes	Sharp	Wheeler
Fridlender	Mugford	Smith	Wilcox
Garvelink	Park	Stevens	Wisner
			24

NAYS.

Mr. Bastone	Mr. Benson	Mr. Morrow	3
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The bill was then read a third time and, pending the taking of a vote upon its passage,

Mr. Brown moved that the bill do lie on the table;

Which motion did not prevail, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Boughner	Mr. McCormick	Mr. Wilcox
Benson	Brown	Morrow	
			7

NAYS.

Mr. Beers	Mr. Gilbert	Mr. Park	Mr. Smith
Crocker	Holcomb	Porter	Stevens
Doran	Miller	Prindle	Toan
Fleishem	Milnes	Sabin	Wheeler
Fridlender	Mugford	Sharp	Wisner
Garvelink			

21

By consent of a majority of the Senate,

Mr. Stevens then offered to amend the bill as follows:

By adding the following proviso to section 2, after the word "operative:"
"Provided further, That if there shall be any portion of the State tax collected from said mining corporations to be paid to the several county treasurers to be applied to township and county purposes, under section 7 of article 19 of the constitution of the State of Michigan, the amount so to be paid shall be one one-hundredth ($\frac{1}{100}$) of 1 per cent."

The question then being upon the adoption of the amendment offered by Mr. Stevens,

The Senate concurred in the amendment, and section 2, as amended, was then adopted.

The question again being upon the passage of the bill,

Mr. Benson moved that the bill be ordered printed, referred to the committee of the whole and placed on the general order.

Mr. Bastone moved that the further consideration of the bill be made the special order for tomorrow at 10 o'clock P. M.,

Which motion did not prevail, Mr. Stevens calling for the yeas and nays and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Brown	Mr. Morrow	Mr. Smith
Boughner	Milnes	Sabin	Wheeler

8

NAYS.

Mr. Beers	Garvelink	Mr. Mugford	Sharp
Crocker	Gilbert	Park	Stevens
Doran	Holcomb	Porter	Toan
Fleishem	McCormick	Prindle	Wisner
Fridlender	Miller		

18

Pending the taking of a vote upon the motion made by Mr. Benson, viz.:

That the bill be ordered printed, referred to the committee of the whole and placed on the general order,

Mr. Brown moved that the Senate adjourn,

Which motion did not prevail.

The question then being on Mr. Benson's motion, viz.:

That the bill be printed, referred to the committee of the whole, and placed on the general order,

The same did not prevail,

Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Boughner	Mr. Milnes	Mr. Sabin
Benson	Brown	Morrow	Smith

8

NAYS.

Mr. Beers	Mr. Garvelink	Mr. Mugford	Mr. Stevens
Crocker	Gilbert	Park	Toan
Doran	Holcomb	Porter	Wheeler
Flehiem	McCormick	Prindle	Wisner
Fridlender	Miller	Sharp	19

The question then again being upon the passage of the bill,
The bill as amended, was then read and passed, a majority of all the
Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Park	Mr. Smith
Crocker	Holcomb	Porter	Stevens
Doran	McCormick	Prindle	Toan
Flehiem	Miller	Sabin	Wheeler
Fridlender	Mugford	Sharp	Wisner
Garvelink			21

NAYS.

Mr. Bastone	Mr. Brown	Mr. Morrow	Mr. Wilcox
Benson			5

The question then being upon agreeing to the title of the bill,

Mr. Sharp moved to amend the title as follows:

By inserting after the word "companies," where it occurs in said title,
the words "and of individuals" and striking out the words, "not possessed
by individuals or partnerships;"

Which motion to amend prevailed and the title, as so amended, was then
agreed to.

Mr. Brown gave notice that on some future day he would move to re-
consider the vote by which the above named bill was passed.

On motion of Mr. Doran,

The Senate went into

EXECUTIVE SESSION,

The time being 4:40 o'clock P. M.

The executive session closed, the time being 4:50 o'clock P. M.

Mr. Sharp moved to reconsider the vote by which

Senate bill No. 143, entitled

A bill to require all corporations and all associations and joint stock
companies and of individuals having any of the powers and privileges of
corporations engaged in the business of mining, smelting and refining ores
in this State, to pay State taxes upon all their property the same as paid
upon other kinds of property by individuals in this State under the general
law of this State, and to repeal section 1226 of Howell's annotated statutes
being section 1176 of the compiled laws of 1871, as amended by subsequent
acts,

Was passed.

Mr. Flehiem moved to indefinitely postpone the motion to reconsider;
Which motion prevailed.

On motion of Mr. Smith,

The Senate adjourned.

Lansing, Thursday, April 2, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Smith and Stevens.

PRESENTATION OF PETITIONS.

No. 187. By Mr. Withington: Petition of F. A. Carpenter and 9 other residents of Springport, asking for the passage of the "uniform text book bill."

Referred to committee on education and public schools.

No. 188. By Mr. Withington: Petition of F. J. Spinning and 13 others of Springport, asking for the passage of a bill authorizing payment of State bounty to veteran soldiers.

Referred to committee on military affairs.

No. 189. By Mr. Withington: Petition of F. A. Carpenter and 9 others asking for the passage of the "municipal suffrage bill."

Referred to select committee on elections.

No. 190. By Mr. Withington: Petition of F. A. Carpenter and 9 other residents of Springport, asking for the creation of the office of dairy and food commissioner.

Referred to committee on public health.

No. 191. By Mr. Withington: Petition of F. A. Carpenter and 11 other residents of Springport, asking for the establishment of a World's Fair Commission.

Referred to committee on State affairs.

No. 192. By Mr. McCormick: Petition of the mayor and many citizens of Ypsilanti, asking for the passage of the bill pending relative to the charter of said city.

Referred to committee on cities and villages.

No. 193. By Mr. Withington: Petition of 195 women of Michigan, relative to lengths of sentences of criminals, powers of the board of pardons and punishments for the crime of rape.

Referred to committee on judiciary.

On motion of Mr. Withington,

The petition with the names of the petitioners was ordered spread on the Journal, as follows:

To the Legislature of the State of Michigan:

Your petitioners, women of the State of Michigan, believing that there is insufficient legal protection for women and children against criminal assault, ask the Legislature to pass more stringent laws to this end.

Your petitioners desire to point out to your honorable body, certain defects in the existing laws, whereby they are rendered practically inoperative:

First, The large discretion of the Judge as to the length of sentence, results in turning loose upon the community after a term of two or three

years' imprisonment, criminals who are a perpetual menace to the safety of innocent children and feeble women;

Second, The action of the board of pardons may nullify the efforts of a judge who, by imposing a long sentence, seeks to afford protection to such persons;

THEREFORE, Your petitioners ask of your honorable body that the crime of rape committed upon children under fourteen years of age be punished by death.

Further, that the crime of rape upon a person over fourteen years of age be punished by imprisonment for life, and that the board of pardons shall have no power to modify or change such sentence.

DETROIT.

Officers, Home for the Friendless—Mrs. Wm. A. Moore, president; Mrs. Wm. H. Edgar, Mrs. Geo. H. Lothrop, Mrs. David Carter, Mrs. Abbie S. Longyear, Mrs. Sarah E. Duncan.

Members of the Board—Mrs. Mary E. King, Mrs. F. B. Coleman, Mrs. Ella S. Avery, Mrs. J. G. B. Lothrop, Mrs. C. Buhl, Mrs. Katherine D. Sheldon, Mrs. Louise C. Grout, Mrs. Nellie M. Jackson, Mrs. W. H. Stevens, Mrs. F. M. Thompson, Mrs. E. L. Thompson, Mrs. R. G. Evans.

Officers of Thompson Home—Mrs. Mary Thompson, president; Mrs. James E. Pittman, second vice president; Mrs. Grace Whitney Evans, treasurer; Mrs. E. S. Brooks, recording secretary.

Mrs. Wm. K. Muir, Mrs. Don M. Dickinson.

Members of Board, Thompson Home—Mrs. Sarah D. Wight, Mrs. Olivia Bleecker Ripgom, Mrs. Elizabeth S. Clark, Mrs. Emily B. Lloyd, Mrs. E. P. Robinson, Mrs. Ella P. Stevens, Mrs. W. V. Moore, Mrs. F. N. Tomlinson, Mrs. F. J. Hecker, Mrs. D. M. Ferry, Miss Mary Hinchman.

Trustees, Women's Christian Association—Mrs. T. B. Sargeant, Mrs. Ira F. Holt, Mrs. A. A. Boutell, Mrs. Sarah L. LaTour, Mrs. Isabella Benedict, Mrs. I. N. Dexter, Mrs. M. T. Schroder, Mrs. Mary Doty, Mrs. H. E. Malcouroune.

Winifred Jennings.

Members of the board Protestant Orphan Asylum—Mrs. T. S. McGraw, Mrs. David M. Cooper, Mrs. I. F. Nall, Mrs. Walter Buhl, Mrs. Mary C. Dean, Mrs. Aurilla A. Burns, Mrs. Sarah D. Bartlett, Mrs. S. T. Adams, Mrs. Silas N. Kendrick, Mrs. C. W. Mann, Mrs. S. Ferguson, Mrs. F. Crandell, Mrs. R. E. Fraser, Mrs. C. C. Yemans, Mrs. L. A. McCreary, Mrs. G. F. Moore, Mrs. Geo. C. Chittenden.

EAST SAGINAW.

Mrs. Catharine H. Wisner, Mrs. Emiline B. Toxley, Mrs. Angeline Webster, Mrs. May E. Seligman, Mrs. Emily A. Edwards, Mrs. Josephine M. Wilhelm, Mrs. Bettie M. Buckhart, Mrs. Sarah E. Mershon, Mrs. Helen A. Barnum, Mrs. Emily W. Newton, Mrs. L. A. Morley, Mrs. Mary E. Mershon.

KALAMAZOO.

Mrs. D. D. Brown, *President L. L. Club*, Mrs. J. C. Burrows, Mrs. J. J. Griffiths, Mrs. F. O. Hitchcock, Mrs. J. K. Wagner, Mrs. Horace B. Peck, Mrs. L. H. Stone, Mrs. Edwin Martin, Mrs. Chas. E. Stewart, Wm. G. Austin, Mrs. Irwin Simpson, Mrs. C. S. Dayton, Mrs. Frank Cornell,

Mrs. L. P. McDuffee, Mrs. Jos. Sill, Mrs. Geo. F. Kidder, Mrs. J. H. McCall, Mrs. A. J. Mills, Mrs. W. H. McCourtie, Mrs. Wm. E. Hill, Mrs. H. H. Deming.

MARQUETTE.

Mrs. Peter White, Mrs. H. R. Mather, Mrs. J. M. Longyear, Mrs. A. O. Jopling, Mrs. W. F. Fitch, Mrs. Dan. H. Ball, Mrs. Jas. Pendell, Mrs. R. C. Markham, Mrs. Arch B. Eldredge, Mrs. Geo. J. Northrop, Mrs. J. M. Wilkinson.

ALPENA.

Mrs. (Rev.) H. H. Van Auken, Mrs. Albert Pack, Mrs. Geo. R. Nicholson, Mrs. Rayburn, Mrs. Hobart D. Churchill, Mrs. Jas. E. Field, Mrs. A. N. Spratt, Mrs. R. J. Kelley, Mrs. Worthy L. Churchill, Mrs. T. G. Spratt, Mrs. (Rev.) R. Woodhams, Mrs. M. N. Bedford, Mrs. (Rev.) J. A. Wang, Mrs. W. H. Johnson, Mrs. Wm. Nason, Mrs. H. W. Tumbull, Mrs. J. W. Eales, Mrs. Wm. Lloyd, Mrs. J. H. Joslin, Mrs. G. G. Speechly, Mrs. Geo. A. Knight, Mrs. F. W. Gilchrist, Mrs. Jas. J. Potter, Mrs. A. L. Power, Mrs. H. R. Morse, Mrs. A. R. Blakley, Mrs. J. A. Widner, Mrs. J. Brebner, Mrs. Frank C. Holmes, Mrs. F. S. Dewey, Mrs. Arthur Pack, Mrs. H. G. Beach, Mrs. Chas. E. Potter, Mrs. Robt. Metcalfe, Mrs. Mary H. W. Ballard, Mrs. E. C. Nason, Mrs. J. H. Ansell, Mrs. J. P. Kellogg, Mrs. A. G. Ripley, Mrs. Agnes M. Ripley.

GRAND RAPIDS.

Mrs. Edwin F. Uhl.

MONROE.

Mrs. S. P. Jackson, Mrs. Dr. Laudon, Mrs. L. B. Bissell, Mrs. M. H. Richardson, Mrs. F. P. Hammond, Mrs. Wm. C. Sterling, Mrs. L. M. Heath, M. D., Mrs. Dr. Root, Mrs. Dr. W. C. West, Mrs. A. T. Wilcox, Mrs. James Amritage, Mrs. John P. Hogarth, Mrs. H. Conant.

ANN ARBOR.

Mrs. James B. Angell, Mrs. Alfred H. Hunt, Mrs. John M. Wheeler, Mrs. Wm. Waldron, Mrs. Phillip Bach, Mrs. Albert B. Prescott, Mrs. Chas. Tripp, Mrs. Wooster W. Beman, Mrs. Henry W. Rogers, Ellen Rogers, Alice H. Douglass.

Mrs. Wm. H. Pettee, Mrs. Harrison Soule, Mrs. Chas. E. Greene, Mrs. W. S. Heidman, Mrs. J. N. Martin, Mrs. Chas. S. Millen, Mrs. Chas. H. Richmond, Mrs. Wm. Otis Waters, Mrs. Julia B. Coon, Mrs. James Clement, Mrs. Wm. Cousins, Mrs. Elizabeth A. Rathbone, Elizabeth E. Rogers, Amanda S. Bretts, Sarah Judson.

FLINT.

Mrs. Arthur Bishop, Mrs. Ira H. Wilder, Mrs. H. A. Begole, Mrs. Russell Bishop.

No. 194. By Mr. Withington: Petition of 89 women of Michigan, relative to lengths of sentences, powers of the board of pardons, placing of the crime of rape beyond the power of pardon and restricting the discretion allowed to courts in sentencing for the crime of rape; also asking for the restoration of the death penalty.

Referred to committee on judiciary.

On motion of Mr. Withington,
The petition with the names of the petitioners was ordered spread on the Journal, as follows:

To the Legislature of the State of Michigan:

Your petitioners, women of the State of Michigan, believing that there is insufficient legal protection for women and children against criminal assault, ask the Legislature to pass more stringent laws to this end.

Your petitioners desire to point out to your honorable body, certain defects in existing laws, whereby they are rendered practically inoperative:

First, The large discretion of the Judge as to the length of sentence, results in turning loose upon the community after a term of two or three years' imprisonment, criminals who are a perpetual menace to the safety of innocent children and feeble women;

Secondly, The action of the board of pardons may nullify the efforts of a judge who, by imposing a long sentence, seeks to afford protection to such persons.

Therefore, your petitioners ask of your honorable body that a law be passed placing the crime of rape outside the operation of the pardoning power.

Further, that the discretion of the judge be so restricted that no sentence for this crime shall be less than ten years.

Your petitioners also pray that the bill before your honorable body providing for the restoration of the death penalty in Michigan be passed.

DETROIT.

Mrs. C. E. Mason, Miss Julia B. Mason, Mrs. (Rev.) Rufus W. Clark, Mrs. Oliver Bourke, Mrs. Geo. W. Gilbert, Mrs. Emily L. Godard, Mrs. Chas. A. Kent, Mary M. Neill, Mrs. Thos. C. Pitkin, Mrs. S. B. Grummond, Mrs. A. H. Dey, Mrs. O. F. Heyerman, Mrs. C. H. Little, Mrs. Kate W. Power, Mrs. Archange Brodhead, Mrs. John R. Gillett, Mrs. K. T. B. Molony, Mrs. R. R. Elliott, Mrs. Alex. Chapoton, jr., Mrs. Walter Ingersoll, Mrs. Geo. T. Olmsted, Mrs. Orlando M. Poe, Mrs. Edward H. Butler, Mrs. Claudius B. Grant, Mrs. Richard Storrs Willis, Mrs. Henry M. Duffield, Mrs. C. J. O'Flynn, Mrs. Chas. W. Casgrain, Mrs. John V. Moran, Mrs. Deming Jarves, Mrs. L. P. Cobb, Mrs. Luther S. Trowbridge, Mrs. Chas. S. Tripler, Mrs. Louis A. Arthur.

Grace Hospital, Members of the Board of Lady Managers—Mrs. Jos. H. Johnson, Mrs. Henry A. Newland, Mrs. Ransom Gillis, Mrs. Clarence Carpenter, Mrs. Jas. H. Ford.

Protestant Orphan Asylum Board—Mrs. McGraw, Mrs. Cooper, Mrs. Nall, Mrs. Buhl, Mrs. Dean, Mrs. Burns, Mrs. Caroline H. Jennings, Mrs. Bartlett, Mrs. Adams.

Mrs. Wm. B. Moran, Mrs. Alexander Lewis, Mrs. Jas. G. McMillan, Mrs. Cameron Currie, Mrs. C. S. Elbert, Mrs. Samuel S. Harris, Miss Frances E. Adams, Mrs. Adalene Whipple Johnson, Mrs. William Jennison.

Industrial School Board—Mrs. Jas. H. Muir, Mrs. Wells W. Leggett, Mrs. Chas. Endicott, Mrs. W. C. Williams, Mrs. Edwin F. Conely, Mrs. Theo. A. McGraw, Mrs. Edward W. Bissele, Mrs. Isabella Benedict, Mrs. Benj. F. Briscoe, Mrs. B. M. Davis, Mrs. David Baker, Mrs. Wm. A. Butler, Mrs. E. D. Foster, Mrs. Jas. H. Boylan, Mrs. Willard Parker,

Mrs. Samuel Tug, Mrs. Dr. H. Cleland, Mrs. Anna Tug, Mrs. Caleb Van Husen, Mrs. Colin Campbell, Mrs. John Harvey, Mrs. Gertrude Baldwin, Mrs. E. D. Foster.

ALPENA.

Mrs. S. A. Davison, Mrs. J. Cavanaugh.

ANN ARBOR.

Mrs. M. L. D'Ooge, Mrs. Louis P. Hall, Mrs. Henry J. Brown, Mrs. Elizabeth E. Rogers, Mrs. Elizabeth A. Rathbone, Mrs. F. M. Coe.

No. 195. By Mr. Withington: Petition of 181 women of Michigan, relative to lengths of sentences, powers of the board of pardons, placing the crime of rape beyond the power of pardon and restricting the discretion allowed to courts in sentencing for the crime of rape (but not including a request for the enactment of a death penalty).

Referred to committee on judiciary.

On motion of Mr. Withington,

The petition, with the names of the petitioners, was ordered spread on the Journal, as follows:

To the Legislature of the State of Michigan:

Your petitioners, women of the State of Michigan, believing that there is insufficient legal protection for women and children against criminal assault, ask the Legislature to pass more stringent laws to this end.

Your petitioners desire to point out to your honorable body, certain defects in the existing laws, whereby they are rendered practically inoperative;

First, The large discretion of the judge as to the length of sentence, results in turning loose upon the community after a term of two or three years' imprisonment, criminals who are a perpetual menace to the safety of innocent children and feeble women;

Secondly, The action of the board of pardons may nullify the efforts of a judge who, by imposing a long sentence, seeks to afford protection to such persons;

THEREFORE, Your petitioners ask of your honorable body that a law be passed placing the crime of rape outside the operation of the pardoning power.

Further, that the discretion of the judge be so restricted that no sentence for this crime shall be less than ten years.

DETROIT.

Young Woman's Home.—Mrs. L. B. Austin, Prest., Mrs. Helen M. Moore, Sec'y., Mrs. A. K. Hunton, Mrs. S. M. Hill, Mrs. W. P. Holliday, Mrs. Henry H. Swan, Mrs. E. Gilbert, Mrs. E. Little, Mrs. O. W. Shipman, Mrs. J. F. Gourlay, Mrs. A. C. Bacon, Miss Sylvia Allen, Miss Ida F. Wain, Marguerite E. Burr, Clara McFarlane, Mrs. J. B. Wilson, Mrs. Richard Hall, Mrs. J. W. Gilbert.

Woman's Club.—Mrs. L. W. Hine, Mrs. E. C. Skinner, Mrs. H. D. Stearns, Mrs. Elizabeth Stocking, Mrs. Helen P. Jenkins, Mrs. Wm. B. Jackson, Mrs. J. C. Hatch, Mrs. G. Doty, Mrs. E. A. Perry, Mrs. Frances G. Boynton, Mrs. M. Blennerhassett, Mrs. Catherine Stebbins, Mrs. C. A. King, Mrs. O. W. Shipman, Mrs. S. B. Stevens, Mrs. Geo. T. Campau.

Open Door Society, Members of the Board of Control.—Mrs. E. L.

Shurley, Mrs. Frank Howard, Mrs. Laura Rust, Mrs. Frank H. Farnsworth, Mrs. H. McLaughlin, Mrs. Eben B. Fenton, Mrs. Edgar O. Durfee, Mrs. Kinzie Bates, Mrs. M. W. Jennings, Mrs. E. G. Holden, Mrs. Thos. M. Palmer, Mrs. Wells Burt, Mrs. Geo. S. Hosmer, Mrs. Wm. B. Quinby.

Woman's Hospital Board of Managers—Mrs. J. S. Conklin, president woman's hospital, Mrs. Frank E. Snow, Mrs. Eben B. Fenton, Mrs. James Roby, Mrs. E. L. Shurley, Mrs. Geo. M. Lane.

EAST SAGINAW.

Mrs. Charles Stuart Draper, Mrs. Wm. L. Webber, Mrs. Jas. B. Peter, Carrie M. Lyon, Calista B. Boyd, Mary E. Mershon, Elizabeth R. Wisner, Mrs. Geo. W. Morley, Mrs. Henry C. Potter, Mrs. Edward W. Morley, Mrs. John A. Hamilton, Mrs. Geo. B. Brooks, Mrs. Theo. P. Whittier, Mrs. Phillip Ketchum, Mrs. Albert H. Comstock, Mrs. Rufus H. Roys.

PORT HURON.

Mrs. Rev. J. Horton, Mrs. C. S. Fraser, Mrs. H. N. Wright, Mrs. Eliza Gillett, Mrs. S. M. Huntington, Mrs. Edward J. Inslee, Mrs. M. E. Walker, Mrs. M. D. Sanborn, Mrs. F. Spalding, Mrs. F. S. Fish, Mrs. L. W. Wallace, Mrs. Albert Schofield, Mrs. Geo. Mills, Mrs. L. May, Mrs. A. F. Handall, Mrs. Symons, Mrs. J. H. Haslett, Mrs. H. T. Burk, Mrs. Fred'k H. Davis, Mrs. C. C. Carter, Eliza W. Grover, Mrs. E. C. Carbiton, Mrs. B. C. Farrand, Mrs. B. C. Farrand, Jr., Helen Farrand, Miss J. Waller, Lottie Fleming.

GRAND RAPIDS.

Mrs. C. S. Hazeltine, Mrs. A. G. Hodenpyl, Miss. Alice G. Symonds, Mrs. Henry F. Severns, Mrs. Mitchell J. Smiley, Mrs. Wm. A. Howard, Mrs. Thos. J. O'Brien, Mrs. Wm. R. Shelby, Mrs. J. W. Champlin, Mrs. Peter R. L. Pierce.

ANN ARBOR.

Mrs. Lucia A. Dewey, Mrs. S. J. Beach, Mrs. Phoebe Eddy, Mrs. O. E. Jones, Mrs. E. Kirtland, Mrs. A. L. Dick, Mrs. J. Garmley, Mrs. O. A. Jaycox, Mrs. H. N. Olt, Mrs. Josphine Jackson, Mrs. H. M. Treusdel, Mrs. W. L. Blunt, Mrs. C. E. Breck, Mrs. M. E. Alexander, Mrs. M. A. Tenny, Mrs. Fayette Hurd, Mrs. E. A. Jacobs, Mrs. T. P. Banner, Mrs. L. S. Anderson, Mrs. G. Hayley, Mrs. W. H. Dorrance, Mrs. L. Holmes, Mrs. B. S. Sutherland, Mrs. J. B. Davis, Mrs. Swartout, Mrs. S. L. Jenkins, Mrs. E. J. Mains, Mrs. M. E. Cooley, Mrs. Frances J. Miner, Mrs. F. C. Briggs, Mrs. P. B. Miner, Mrs. M. L. Toerans, Mrs. William Wagner, Mrs. J. W. Bradshaw, Mrs. R. Campbell, Mrs. M. H. Taylor, Adelia C. Cheever, Mrs. H. C. Penny, Mrs. P. A. Noble, Mrs. S. H. Stuckey, Mrs. W. S. Perry, Mrs. John Dewey, Mrs. L. H. Clement, Miss St. John, Mrs. J. L. Eaton, Mrs. Chas. Chadwick, Mrs. B. M. Thompson, Mrs. A. A. Williams.

FLINT.

Mrs. M. B. Van Vechten, Mrs. Edwin F. Swan, Mrs. William McGreagor.
Mrs. I. P. Halsey, Mrs. G. H. Holman, Mrs. H. W. Woods, Mrs. B. M.

Chamberlain, Mrs. Chas. H. Wood, Mrs. W. A. Atwood, Mrs. F. H. Pierce, Mrs. F. F. Hyatt, Mrs. J. F. Partridge, Mrs. W. P. Thompson, Mrs. G. W. Hubbard, Mrs. M. A. Card, Mrs. Henry N. Henderson, Mrs. E. J. Denham, Mrs. J. B. Atwood, Mrs. Wm. E. Vaughn, Mrs. F. A. Platt, Mrs. C. S. Browne, Mrs. H. C. Spencer, Mrs. R. McCreery, Mrs. W. B. McCreery, Mrs. C. Morrison.

REPORTS OF STANDING COMMITTEES.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred House bill No. 169 (file No. 86), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER GILBERT, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 293 (file No. 109), entitled

A bill to authorize the city of Port Huron, to borrow money and to issue bonds therefor, to purchase outstanding paving, sewer and other public improvement bonds issued for private property portion of said improvements, and to authorize said city to hold and collect said bonds and all unpaid special assessments levied upon private property to defray the expenses of the improvement for which said bonds were issued,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in:

Section 1 line 2 strike out the word "therefor" and insert in lieu thereof the words "for the sum of twenty thousand dollars,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendment made to the bill by the committee.

On motion of Mr. Crocker,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone
Benson
Beers

Mr. Fleshiem
Fridlender
Garvelink

Mr. Miller
Milnes
Morrow

Mr. Sabin
Sharp
Toan

Mr. Boughner	Mr. Gilbert	Mr. Mugford	Mr. Wheeler
Brown	Holcomb	Park	Withington
Crocker	McCormick	Prindle	Wisner
Doran			

25

NAYS.

0

Title agreed to.

On motion of Mr. Crocker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 392 (file No. 192), entitled

A bill to legalize the action of the board of supervisors of St. Clair county, Michigan, in establishing the township line between the township of Port Huron and the township of St. Clair, of said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crocker,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Milnes	Mr. Sabin
Benson	Fridlender	Morrow	Sharp
Beers	Garvelink	Mugford	Toan
Boughner	Gilbert	Park	Wheeler
Brown	Holcomb	Porter	Withington
Crocker	McCormick	Prindle	Wisner
Doran	Miller		

26

NAYS.

0

Title agreed to.

On motion of Mr. Crocker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 1, 1891.

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent Resolution:

Resolved, by the House of Representatives (the Senate concurring) that when the Legislature adjourns on Thursday April 2, it stands adjourned until Tuesday, April 7, at 9:15 P. M.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

Mr. Benson moved to amend the same by substituting the word "Friday" for the word "Thursday" where it occurs;

Which motion to amend did not prevail.

Mr. Crocker moved to amend the resolution by inserting the figures "9:16" in lieu of the figures "9:15" where they occur;

Which motion to amend did not prevail, Mr. Crocker calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Crocker	Mr. Miller	Mr. Porter	
Beers.				5

NAYS.

Mr. Bastone	Mr. Holcomb	Mr. Park	Mr. Toan	
Boughner	McCormick	Prindle	Wheeler	
Doran	Milnes	Sabin	Withington	
Fleishem	Morrow	Sharp	Wisner	
Garvelink	Mugford			18

The question then being on concurring in the adoption of the concurrent resolution,

The concurrent resolution was adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 1, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 225 (file No. 120), entitled

A bill to repeal all of article No. 11 of the public acts of the year 1877, entitled "An act to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies or other corporations, firms or individuals," approved February 14, 1877,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Park,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Milnes	Mr. Sabin	
Benson	Fleishem	Morrow	Sharp	
Beers,	Fridlender	Mugford	Toan	
Boughner	Garvelink	Park	Wheeler	
Brown	Holcomb	Porter	Wilcox	
Crocker	McCormick	Prindle	Wisner	24

NAYS.

0

Title agreed to.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 1, 1891. }

To the President of the Senate:

Sir—I am instructed by the House to transmit the following:

House bill No. 541 (file No. 271), entitled

A bill to provide for the election of electors of President and Vice President of the United States and to repeal all other acts and parts of acts in conflict herewith,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 1, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 145 (file No. 67), entitled

A bill to amend section 1 of chapter 4, section 3 of chapter 5 of act number 227 of the public acts of the session of 1885, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor," and to repeal all other laws relative thereto, as amended by act number 233 of the public acts of 1889.

Also,

House bill No. 645 (file No. 135), entitled

A bill to authorize the city of Mason to borrow money for the erection and maintenance of water-works and to authorize the issuance of bonds therefor,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on public improvements.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

MOTIONS AND RESOLUTIONS.

On motion of Mr. McCormick,
Senate bill No. 178, entitled

A bill to revise and amend the charter of the city of Ypsilanti, county of Washtenaw, State of Michigan,
Was taken from the table.

On motion of Mr. McCormick,

The bill was referred to the committee on cities and villages.

THIRD READING OF BILLS.

Senate bill No. 182 (file No. 150), entitled

A bill to organize the township of Lake, in the county of Montmorency,
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Morrow	Mr. Sabin	
Benson	Fridlender	Mugford	Toan	
Beers	Garvelink	Park	Wheeler	
Boughner	Holcomb	Porter	Withington	
Brown	McCormick	Prindle	Wisner	
Crocker	Milnes			22

NAYS.

0

Title agreed to.

On motion of Mr. Holcomb,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Boughner,

The Senate went into the committee of the whole on the general order, whereupon,

The President called Mr. Fridlender to the chair.

After some time spent therein the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 549 (file No. 197), entitled

A bill to provide for acquiring by purchase or condemnation by any of the cities of the State of all the rights of any toll road companies in the streets of such city.

Also,

House bill No. 295 (file No. 254), entitled

A bill to authorize the board of supervisors of Muskegon county, in this State, to expend during the year ending March 1, 1892, a sum not exceeding \$5,000 in repairing the court house and jail of said county, and in constructing therein suitable heating apparatus.

Also,

Senate bill No. 292, entitled

A bill to amend section 8 of chapter 119 of compiled laws of 1865, being compiler's section of Howell's annotated statutes 4488, relative to authorizing the incorporation of the Independent Order of Odd Fellows and to repeal all acts inconsistent therewith.

Also,

Senate bill No. 177 (file No. 108), entitled

A bill for the better protection of dealers in monuments, gravestones, inclosures and other structures in cemeteries in the State of Michigan.

Also,

House bill No. 169 (file No. 86), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Have made no amendments thereto and have directed their chairman to report the same back to the Senate and recommend their passage.

II.

The committee of the whole have also had under consideration, Senate bill No. 176, entitled

A bill to incorporate the Deutscher Landwehr-Unterstützungs-Verein, Have directed their Chairman to report the same back to the Senate, with the recommendation that it be ordered printed.

Also,

Senate bill No. 120 (file No. 172,) entitled

A bill authorizing county boards of school examiners to issue certificates without examination in certain cases, and making teachers' certificates valid in every county of this State,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be recommitted to the committee on education and public schools.

Also,

Senate bill No. 131 (file No. 66), entitled

A bill to amend section 9 of act No. 144, of the public acts of 1889, entitled "An act to authorize the formation of corporations for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon," approved June 8, 1889,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be recommitted to the committee on judiciary.

C. A. FRIDLENDER, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Fridlender,

The Senate concurred in the recommendation of the committee regarding the second named bills, and they were respectively ordered printed and

recommitted to the committee on education and public schools and to the committee on judiciary in the order as named.

On motion of Mr. Crocker,
Senate bill No. 199, entitled

A bill to prevent the keeping of toll gates and the collection of toll within the corporate limits of any incorporated city or village of this State,

Was taken from the table.

On motion of Mr. Crocker,

The bill was referred to the committee on cities and villages.

Mr. Porter moved that the Senate take a recess until 2 o'clock P. M.

Mr. Doran moved as an amendment, that the Senate take a recess until 1 o'clock P. M.,

Which motion to amend did not prevail.

The question being on the original motion, that the Senate take a recess until 2 o'clock P. M.,

The same prevailed.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Park and Stevens.

PRESENTATION OF PETITIONS.

No. 196. By Mr. Doran: Petition of the pastor's conference of Grand Rapids, against the proposed abolishment of the county agent system in connection with the State Public School.

Referred to committee on State affairs.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

We, the pastors of Grand Rapids, in ministerial conference assembled, have read in our papers that legislation is contemplated in our State Legislature to abolish the office of county agent, the functions of which are the superintendence of homeless and helpless children; therefore

Resolved, That we would deeply regret any such change, and request your honorable body now assembled, not to touch, by any radical legislation, a system which we know has worked efficiently, and,

We are convinced also, from personal observation, that the office as now constituted, has yielded immeasurable benefits to the needy and made our State eminent for its wisdom in caring for those who, in adverse circumstances, have been committed to its guardianship.

And, further, in the working of our parishes we have seen the efficiency of this office in its conserving the character of the young and saving very many from vagrancy and crime, protecting public morals and saving the State from undue expenditure, for we believe it more economical to

prevent crime than to punish criminals, and we can but think that a system that has grown up under the fostering care of our wise and philanthropic citizens must be, in its general plan, conducive to the welfare of the State. We would therefore beseech great care in the consideration of the whole subject.

We also add that action has been taken without the suggestion or knowledge of any official connected with this work.

JOHN GRAHAM.

Signed,

In behalf of the conference,

G. A. Pollard, *President*.

W. H. Thompson, *Secretary*.

Grand Rapids, March 30, 1891.

The above resolution was introduced by the Rev. J. Graham, D. D., and was unanimously adopted.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 719 (file No. 224), entitled

A bill to incorporate the village of Watervliet, in the county of Berrien, and to provide for the first election therein,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Beers,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Morrow	Mr. Smith
Benson	Fridlender	Mugford	Toan
Beers	Garvelink	Park	Weiss
Boughner	Gilbert	Porter	Wheeler
Brown	McCormick	Prindle	Wilcox
Crocker	Miller	Sabin	Withington
Doran	Milnes	Sharp	Wisner

28

NAYS.

0

Title agreed to.

On motion of Mr. Beers,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

House bill No. 169 (file No. 86), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Was placed upon its immediate passage.

The bill then was read a third time and, pending the taking of a vote upon its passage,

Mr. Benson moved that the further consideration of the bill be made the special order for Wednesday next at 2 o'clock P. M.,

Which motion prevailed, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Miller	Mr. Sabin	
Benson	Fleishem	Milnes	Weiss	
Beers	Garvelink	Morrow	Wheeler	
Boughner	Gilbert	Mugford	Wilcox	
Brown	Holcomb	Porter	Withington	23
Crocker	McCormick	Prindle		

NAYS.

Mr. Fridlender	Mr. Park	Mr. Sharp	Mr. Wisner	4
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By the committee on cities and villages:

The committee on cities and villages to whom was referred

Senate bill No. 199, entitled

A bill to prevent the keeping of toll gates and the collection of toll within the corporate limits of any incorporated city or village of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 1, of an act entitled "An act to amend sections 1, 2, 56, 69, 103, 127 and 130 of an act entitled 'An act to incorporate the city of Ann Arbor, revise the charter of said city, and repeal all conflicting acts relating thereto, being act No. 331, of the session laws of 1889,'" approved March 15, 1889, and to add seven new sections thereto, to stand as sections 130a, 130b, 130c, 130d, 130e, 130f, and 130g, approved March 28, 1891,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the substitute reported for the bill by the committee.

On motion of Mr. McCormick,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill as substituted was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. McCormick	Mr. Prindle	
Benson	Fleishiem	Miller	Sabin	
Beers	Fridlender	Morrow	Weiss	
Boughner	Garvelink	Mugford	Withington	
Brown	Gilbert	Park	Wisner	
Crocker	Holcomb	Porter		23

NAYS.

0

Title agreed to.

On motion of Mr. McCormick,

By a vote of two-thirds of all the Senators elect, the bill was ordered totake immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 178, entitled

A bill to revise and amend the charter of the city of Ypsilanti, county of Washtenaw, State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McCormick,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleishiem	Mr. Miller	Mr. Sabin	
Benson	Fridlender	Milnes	Sharp	
Beers	Garvelink	Morrow	Weiss	
Boughner	Gilbert	Park	Wilcox	
Brown	Holcomb	Porter	Withington	
Crocker	McCormick	Prindle	Wisner	
Doran				25

NAYS.

0

The question being on agreeing to the title,

Mr. McCormick moved that the title be amended so as to read as follows:

"A bill to amend sections 2, 4, 27, 41, 43, 45, 55, 61, 62, 79, 87, 93, 146, 126 and 250 of an act entitled 'An act to revise and amend the charter of the city of Ypsilanti,' approved May 5, 1877, being act number 328 of the session laws of 1877, as amended by act number 400 of the session laws of 1881."

Which motion to amend prevailed and the title as amended was then agreed to.

On motion of Mr. McCormick,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 384 (file No. 149), entitled

A bill to amend act No. 307 of the local acts of 1885, entitled "An act to revise and amend the charter of the city of West Bay City and to repeal all acts and parts of acts in conflict therewith," approved April 1, 1885, as amended and revised by the several acts amendatory and revisionary thereof, by amending sections 13 and 15 of title 3, sections 3 and 40 of title 4, and title 4 by adding a new section thereto to stand as section 41, sections 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 17, 18, 19, 20, 21, 24, 42 and 43 of title 5; entire title 12 by substituting a new title therefor to stand as title 12, sections 1, 2, 3, 10, 12, 17 and 20 of title 13, sections 3, 4 and 12 of title 14, sections 5, 6 and 7 of title 15, sections 2, 6, 7, 9, 12, 13, 14, 18 and 19 of title 16, entire title 18, by substituting a new title therefor to stand as title 18, and to repeal sections 19, 20, 21 and 22 of title 11, sections 25, 26, 44, 45, 46, 47 and 48 of title 5 of said act as amended by the several acts amendatory and revisionary thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, viz.:

In line 11 of the title of the bill strike out the words "two," "seven" and "nine."

Title 5, section 8, line 5, strike out the words "secretary of the board of education."

Title 16, section 13, in line 1 strike out the words "at the first regular meeting." In same section strike out all of lines two and three.

Title 16, strike out all of sections 2, 7 and 9.

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the title of the bill by the committee, and the title as amended was then adopted.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshien	Mr. Milnes	Mr. Sabin
Benson	Fridlender	Morrow	Sharp
Beers	Garvelink	Mugford	Weiss
Boughner	Gilbert	Park	Wilcox
Brown	Holcomb	Porter	Withington
Crocker	McCormick	Prindle	Wisner
Doran	Miller		

NAYS.

0

Title agreed to.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Resolved, by the Senate (the House concurring), That the State printer be and is hereby instructed to print from time to time in the order of their approval by the Governor, all acts of the present Legislature of a public character which are ordered to take immediate effect, and to insert the same in the Legislative Journal in the form of a supplemental sheet, and that the Secretary of State be requested to furnish the State printer with certified copies of such acts.

The question being on the adoption of the resolution,

The resolution was adopted.

On motion of Mr. Sharp,

Senate bill No. 79 (file No. 33), entitled

A bill to establish free employment offices in the cities of Detroit, Grand Rapids, Saginaw, Kalamazoo, Manistee, Sault Ste. Marie, Ishpeming and Ironwood,

Was taken from the table.

On motion of Mr. Sharp,

The bill was referred to the committee on finance and appropriations.

On motion of Mr. Garvelink,

Leave of absence was granted to himself for the remainder of the day.

THIRD READING OF BILLS.

Senate bill No. 224, entitled

A bill to provide for ceding to the United States of America exclusive jurisdiction over the property selected for fish hatching purposes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fleshien	Mr. Milnes	Mr. Prindle	
Boughner	Fridlender	Morrow	Sabin	
Brown	Holcomb	Mugford	Sharp	
Crocker	McCormick	Park	Weiss	
Doran	Miller	Porter	Wisner	20

NAYS.

0

Title agreed to.

House bill No. 295 (file No. 254), entitled

A bill to authorize the board of supervisors of Muskegon county, in this State, to expend during the year ending March 1, 1892, a sum not exceeding \$5,000 in repairing the court house and jail of said county, and in constructing therein suitable heating apparatus,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Milnes	Mr. Prindle	
Benson	Gilbert	Morrow	Sabin	
Beers	Holcomb	Mugford	Weiss	
Boughner	McCormick	Park	Withington	
Brown	Miller	Porter	Wisner	
Crocker				21

NAYS.

0

Title agreed to.

On motion of Mr. Porter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 292, entitled

A bill to amend section 8 of chapter 119 of compiled laws of 1865, being compiler's section of Howell's annotated statutes 4488, relative to authorizing the incorporation of the Independent Order of Odd Fellows and to repeal all acts inconsistent therewith,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Milnes	Mr. Prindle	
Benson	Gilbert	Morrow	Sabin	
Boughner	Holcomb	Mugford	Weiss	
Brown	McCormick	Park	Withington	
Crocker	Miller	Porter	Wisner	
Fleshiem				21

NAYS.

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Title agreed to.

GENERAL ORDER.

On motion of Mr. Park,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Weiss to the chair.

After some time spent therein the committee rose and through their chairman made the following report:

The committee of the whole have had under consideration the following: Senate bill No. 251 (file No. 126), entitled

A bill to amend act No. 124, of the session laws of 1865, act No. 28, of the session laws of 1871, act No. 163, of the session laws of 1875, act No. 208, of the session laws of 1881, being compiler's section 1591, of Howell's annotated statutes of Michigan entitled "An act making all general election days a legal holiday."

Have directed their chairman to report progress and ask leave to sit again.

JOS. M. WEISS, *Chairman.*

Report accepted.

On motion of Mr. Weiss,

The Senate granted leave for a further consideration of the above named bill by the committee of the whole.

On motion of Mr. Park,

The Senate adjourned.

Lansing, Tuesday, April 7, 1891.

The Senate met and was called to order by the President at 9:15 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Fleshiem, Gilbert, Miller, Sharp, Stevens, Taylor, Toan and Wilcox.

On motion of Mr. Smith,

Mr. Toan was granted indefinite leave of absence.

On motion of Mr. Beers,

Mr. Miller was granted indefinite leave of absence.

On motion of Mr. Park,

All the absentees were granted leave of absence until tomorrow.

On motion of Mr. Milnes,

Mr. Taylor was granted indefinite leave of absence.

PRESENTATION OF PETITIONS.

No. 197. By the Secretary: Petition of Full Moon Association, No. 1589, P. of L., of Traverse City, asking for payment of a State bounty to veteran soldiers.

Referred to committee on military affairs.

No. 198. By the Secretary: Petition of the same organization, asking for the enactment of a uniform text book law.

Referred to committee on education and public schools.

No. 199. By the Secretary: Petition of the same organization, asking for the enactment of an equal suffrage law.

Referred to select committee on elections.

No. 200. By the Secretary: Petition of the same organization, asking for the creation of the office of dairy and food commissioner.

Referred to committee on public health.

No. 201. By the Secretary: Petition of the same organization, asking for the establishment of a World's Fair Commission.

Referred to committee on State affairs.

No. 202. By Mr. Doran: Resolutions of the Central Labor Union of Grand Rapids, indorsing the bill pending, providing for regulating the hours of street railway employes.

Referred to the committee on judiciary.

On motion of Mr. Doran,

The resolutions were ordered spread on the Journal, as follows:

CENTRAL LABOR UNION, }
OFFICE OF THE SECRETARY, }

Grand Rapids, Mich., March 23, 1891.

At a regular meeting of the Central Labor Union, held at C. L. U. hall, on the above date, the following resolution was passed unanimously:

Resolved, That this Central Labor Union in regular session commend and heartily indorse the bill introduced in the State Senate by Senator

Peter E. Park, regulating the hours for street railway employes, and sincerely hope and pray that it will be passed and become a law.

Resolved, That a copy of these resolutions be sent to Senator Doran.

The Central Labor Union is composed of delegates from the following local unions of Grand Rapids:

Wood Carver's Union,
Musicians' Union,
Horse Shoers' Union,
German Cabinet Makers' Union,
Holland Furn'e Workers' Union,
Typographical Union,
Wood Turners' Union,
Barbers' Union,
Brewers' Union,
Salesmen's Union,
Furniture Workers' Union,
Street R'y Employés Union,
Bricklayers' Union,

Cigarmakers' Union,
Iron Molders' Union,
Bakers' Union,
Shaper Hands' Union,
Band and Scroll Sawyers' Union,
Painters' Union,
Carpenters' and Joiners' Union,
Holland Carpenters' and Joiners' Union,
Valley City K. of L. Assembly,
Union,
Journeymen Butchers' Protective Association.

LOUIS DUSTIN, *President*.

M. C. DUFFEY, *Rec. Secretary*.

No. 203. By Mr. Doran: Petition of Francis Church and 12 others, asking for the enactment of a uniform text book law.

Referred to committee on education and public schools

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the taxpayers of the State of Michigan, believing that a uniform system of text books is needed, and that it will advance the cause of education and be a great saving to the people financially, do most respectfully petition your honorable body for the passage of the bill now pending for that object.

No. 204. By Mr. Doran: Petition of Francis Church and 12 others, asking for the creation of the office of Dairy and Food Commissioner.

Referred to committee on public health.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

To the Honorable, the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers and producers in the State of Michigan, believing that the consumers desire pure food, do most respectfully petition your honorable body for the passage of House bill No. 720, which provides for the creation of the office of dairy and food commissioner. And your petitioners will ever pray.

No. 205. By Mr. Doran: Petition of Francis Church and 12 others, asking for the payment of a State bounty to veteran soldiers.

Referred to the committee on military affairs.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

To the Senate and House of Representatives of the State of Michigan:

GREETING—We, the undersigned, taxpayers of the State of Michigan, believing that the pledges made to our fellow citizens that enlisted in the late war to defend our country, do most respectfully petition your honorable body for the passage of House bill No. 192, which authorizes the payment of State bounties to soldiers mustered from this State into the service of the United States during the years 1861, 1862, 1863, 1864 and 1865, and to provide for the issuing of bonds for the raising of money therefor. And your petitioners will ever pray.

No. 206. By Mr. Doran: Petition of Francis Church and 12 others, asking for the establishment of a World's Fair Commission.

Referred to committee on State affairs.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned, taxpayers of the State of Michigan, believing that the proper exhibition of our farm products in all its various branches at the coming Columbian Exhibition, or World's Fair, will have a tendency to induce immigration to our State, thereby enhancing the value of farm property, open a more direct market for our surplus and prove an honor to our commonwealth, do most respectfully petition your honorable body for the passage of an act establishing a World's Fair Commission, with power to secure a site, procure designs, erect appropriate buildings and conduct the business of an agricultural exhibition in proportion to the magnitude of our extensive and varied industries, with suitable appropriations for the same. And your petitioners will ever pray.

No. 207. By Mr. Doran: Petition of Francis Church and 12 others, asking for the enactment of an equal suffrage law.

Referred to select committee on elections.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers and citizens of the State of Michigan, believing that the constitution of the United States guarantees equal rights to its citizens, and that woman is a citizen and is taxed without representation, and that she shows herself competent to fill her place, do most respectfully petition your honorable body for the passage of the suffrage bill now pending in the same.

No. 208. By Mr. Fridlender: Protest of C. R. Henry and 36 other citizens of Iosco county, against the abolishment of the office of fish and game warden.

Referred to the committee on fisheries,

On motion of Mr. Fridlender,

The protest was ordered spread on the Journal, as follows:

To the Members elect of the Legislature of the State of Michigan:

GENTLEMEN—We, whose names are hereunto subscribed, residents, citizens and free-holders of the county of Iosco, believing that the game warden system of the State of Michigan, as at present in vogue, is in the

interest of the people of the State of Michigan, and that the same should be preserved and maintained, do, by these presents, most earnestly protest against the enactment of any law abolishing the same.

We live in a community with a country surrounding hereto, which has been largely benefited by the present law, and we believe that if the same was abolished it would occasion a reckless and inhumane abolishment of the game and fish of this portion of the State.

No. 209. By Mr. Benson: Petition of B. T. O. Clark and 75 other residents of Livingston county, opposing an abolishment of the office of game and fish warden.

Referred to committee on fisheries.

On motion of Mr. Benson,

The petition was ordered spread on the Journal, as follows:

To the Honorable, the Legislature of the State of Michigan:

We, the undersigned, residents of the county of Livingston, do respectfully petition and request that you will not repeal the law creating the State game and fish warden, for the reason we believe it is for the best interest of the people of this State to retain said office as a better protection for the fish and game, and a surer way of enforcing the law.

Dated February 24, 1891.

No. 210. By Mr. Milnes: Petition of 9 physicians and 40 other citizens of Coldwater, opposing an abolishment of the State Board of Health.

Referred to committee on public health.

REPORTS OF STANDING COMMITTEES.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 153 (file No. 162), entitled

A bill to amend section 28 of chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relating to life insurance companies transacting business within the State,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, April 2, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 84, being

An act to incorporate the village of Clifford in Lapeer county, Michigan.
EDWIN B. WINANS, *Governor*.

The message was received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 2, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:
Senate bill No. 199, entitled

A bill to amend section 1 of an act entitled "An act to amend sections 1, 2, 56, 69, 103, 127 and 130 of an act entitled, 'An act to incorporate the city of Ann Arbor, revise the charter of said city, and repeal all conflicting acts relating thereto,' " being act No. 331 of the session laws of 1889, approved March 15, 1889, and to add 7 new sections thereto, to stand as sections 130a, 130b, 130c, 130d, 130e, 130f and 130g, approved March 28, 1891.

Also,

Senate bill No. 178, entitled

A bill to amend sections 2, 4, 27, 41, 43, 45, 55, 61, 62, 79, 87, 93, 146, 226 and 250 of an act entitled "An act to revise and amend the charter of the city of Ypsilanti," approved May 5, 1877, being act No. 328 of the session laws of 1877 as amended by act No. 400 of the session laws of 1881.

In the passage of which bills, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The two bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 2, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:
Senate bill No. 268 (file No. 170), entitled

A bill to authorize the village of East Tawas to provide electric lights for dwellings, stores and other business places, and to extend its electric light system beyond the village limits in certain cases.

Also,

Senate bill No. 298 (file No. 171), entitled

A bill to authorize the village of East Tawas to borrow money for

the construction of an electric light plant in said village and to issue bonds therefor.

In the passage of which bills, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The two bills were referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 2, 1891.

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 166 (file No. 196), entitled

A bill to provide for the organization and incorporation of builder's and builders and trader's exchanges.

Also,

House bill No. 89 (file No. 238), entitled

A bill to legalize the action of the electors of the county of Bay in voting to raise the sum of \$30,000 by loan, for the purpose of building a bridge across the Sawinaw river, and the action of the board of supervisors of said Bay county in submitting said question to the electors of said county.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on banks and corporations.

The second named bill was read a first and second time by its title and referred to the committee on roads and bridges.

On motion of Mr. Wisner,

The Senate adjourned.

Lansing, Wednesday, April 8, 1891.

The Senate met and was called to order by the President.

Roll called: a quorum present.

Absent without leave: Messrs. Fleshiem and Wilcox.

PRESENTATION OF PETITIONS.

No. 211. By Mr. Mugford: Petition of M. D. Thomas and six others, asking for the passage of the municipal suffrage bill.

Referred to committee on elections.

No. 212. By Mr. Mugford: Petition of John C. Newhouse and 6 others, asking for the passage of the bill appropriating arrears of bounties to veteran soldiers.

Referred to committee on military affairs.

No. 213. By Mr. Mugford: Petition of L. A. Randall and 10 others, asking for the creation of a World's Fair Commission.

Referred to committee on State affairs.

No. 214. By Mr. Wisner: Petition of the labor union of the city of Saginaw, asking for the passage of the bill to create employment bureaus in certain cities in the State.

Referred to committee on labor interests.

No. 215. By Mr. Withington: Petition of Mrs. O. M. Barnes, Mrs. S. L. Kilbourne, and 23 other ladies of Lansing, asking the enactment of laws for the better protection of women and children from criminal assault.

Also of a majority of the same petitioners, asking for the passage of the bill to restore the death penalty.

Referred to committee on judiciary.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Brown,

By unanimous consent,

The rules were suspended and the committee of the whole was discharged from the further consideration of

Senate bill No. 24 (file No. 72), entitled

A bill making an appropriation for the use of the Michigan Asylum for Insane Criminals.

On motion of Mr. Brown,

The bill was recommitted to the committee on asylums for the criminal insane.

GENERAL ORDER.

On motion of Mr. Wheeler,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Wheeler to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 200 (file No. 110), entitled

A bill to authorize the township of Lamotte, in the county of Sanilac, to settle and adjust a certain bond issued to Robert Hoag for highway orders purchased by him and surrendered to said township.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

II

The committee of the whole have also had under consideration,

Senate bill No. 319 (file No. 160), entitled

A bill to establish a department of stationery and supplies for the purpose of supplying the State departments and institutions with such articles from one central head and supervision, and to provide for proper inspection of the goods furnished to such department.

Also,

Senate bill No. 251 (file No. 126), entitled

A bill to amend act No. 124, of the session laws of 1865, act No. 28, of the session laws of 1871, act No. 163, of the session laws of 1875, act No. 208, of the session laws of 1881, being compiler's section 1591, of Howell's annotated statutes of Michigan entitled "An act making all general election days a legal holiday."

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein and recommend their passage.

III.

The committee of the whole have also had under consideration

Senate bill No. 154 (file No. 81), entitled

A bill making an appropriation for building an extension of shop, additional power, machinery, lumber, furnishings and general repairs at the State House of Correction and Reformatory at Ionia.

Have directed their chairman to report the same back to the Senate, with the recommendation that it be recommitted to the committee on finance and appropriations.

A. O. WHEELER, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Wheeler,

The Senate concurred in the amendments made to the second named bills and the same were placed on the order of third reading of bills.

On motion of Mr. Wheeler,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was recommitted to the committee on finance and appropriations.

By unanimous consent,

Mr Doran presented the following petition:

No. 216. By Mr. Doran: Petition of Chas. Schmidt and 19 other monument dealers of Grand Rapids, asking for the passage of the bill for the better protection of monument dealers.

Referred to committee on judiciary.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives of the State of Michigan:

We, the undersigned dealers and manufacturers of monuments, etc., of Grand Rapids, Mich., respectfully petition your honorable body to pass a bill now introduced in the Senate "for the better protection of said above named dealers."

On motion of Mr. Bastone,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Fleshiem, Stevens and Wilcox.

On motion of Mr. Park,

All the absentees were excused from attendance until tomorrow.

SPECIAL ORDER OF THE DAY.

The special order of the day being the consideration of

House bill No. 169 (file No. 86), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

The question being upon the passage of the bill, and the same having been read a third time, was again considered.

After further consideration of the bill,

The previous question, namely, upon the passage of the bill, being called for by Mr. Crocker,

The bill was passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fridlender	Mr. Morrow	Mr. Weiss	
Beers	Garvelink	Mugford	Wheeler	
Brown	Gilbert	Porter	Withington	
Crocker	McCormick	Sabin	Wisner	
Doran	Milnes	Sharp		19

NAYS.

Mr. Bastone	Mr. Boughner	Mr. Holcomb	3
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Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

REPORTS OF STANDING COMMITTEES.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 152 (file No. 163), entitled

A bill to amend chapter 133 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," as heretofore amended, be and the same is hereby amended, by adding thereto three new sections to be known as sections 4309, 4310 and 4311,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend chapter 133 of Howell's annotated statutes of the State of Michigan, being an act entitled, "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," as heretofore amended, be and the same is hereby amended by adding thereto three new sections to be known as sections 43, 44 and 45,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Smith,

The Senate concurred in the substitute reported for the bill by the committee.

The bill as substituted was referred to the committee of the whole and placed on the general order.

By unanimous consent,

Mr. Wisner offered the following resolution:

Resolved by the Senate (the House of Representatives concurring), that his excellency, the Governor of this State, be and he is hereby requested to appoint nine delegates to represent this State at the Commercial Congress to be held in Kansas City, April 15, 1891, said delegates to serve without compensation.

The question being on the adoption of the resolution,

The resolution was adopted.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, April 7, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 85, being

An act to amend local act No. 364 of year 1889, entitled "An act to incorporate the city of Bessemer, in the county of Gogebic," approved April 10, 1889, by adding a new section thereto, to be numbered section 11.

EDWIN B. WINANS, *Governor.*

The message was received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 8, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:
 Senate bill No. 74 (file No. 29), entitled

A bill to amend section 31 of act No. 35 of the public acts of 1867,
 entitled "An act to provide for the formation of street railway companies,"
 as amended by act No. 131 of the public acts of 1889,

In the passage of which bill the House has concurred by
 a majority vote of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment
 for enrollment.

THIRD READING OF BILLS.

Senate bill No. 319 (file No. 160), entitled

A bill to establish a department of stationery and supplies, for the purpose of supplying the State departments and institutions with such articles from one central head and supervision, and to provide for proper inspection of the goods furnished to such department,

Was read a third time and there not being a quorum present, as disclosed by the taking of a vote upon the passage of the bill,

Mr. Milnes moved that there be a call of the Senate;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

Pending a call of the roll of the Senate,

On motion of Mr. Milnes,

All further proceedings under the call were dispensed with.

The question recurring upon the passage of

Senate bill No. 319 (file No. 160), entitled

A bill to establish a department of stationery and supplies, for the purpose of supplying the State departments and institutions with such articles from one central head and supervision, and to provide for proper inspection of the goods furnished to such department,

The bill was passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone
 Benson
 Beers
 Boughner
 Brown

Mr. Doran
 Friedlander
 Garvelink
 Gilbert
 McCormick

Mr. Milnes
 Porter
 Sabin
 Sharp

Mr. Smith
 Weiss
 Withington
 Wisner

18

NAYS.

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Title agreed to.

GENERAL ORDER.

On motion of Mr. Doran,
The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Doran to the chair.

After some time spent therein, the committee rose, and through their chairman, reported having informally passed all the bills then in the hands of the committee and asked leave for a further consideration of said bills.

Report accepted.

On motion of Mr. Doran,

The committee of the whole was granted leave for a further consideration of the bills referred to.

On motion of Mr. Doran,

The Senate adjourned.

Lansing, Thursday, April 9, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Mr. Wilcox.

On motion of Mr. Brown,

Mr. Wilcox was granted indefinite leave of absence.

PRESENTATION OF PETITIONS.

No. 217. By Mr. Stevens: Protests of citizens and taxpayers of various parts of Michigan, against the proposed abolishment of the office of Game and Fish Warden.

Referred to committee on fisheries.

No. 218. By Mr. Mugford: Petition of John C. Newhouse and 5 others, asking for the passage of the municipal suffrage bill.

Referred to select committee on elections.

No. 219. By Mr. Mugford: Petition of L. A. Randall and three others, asking for the creation of the office of dairy and food commissioner.

Referred to committee on public health.

No. 220. By Mr. Mugford: Petition of L. A. Randall and 10 others, asking for a uniform system of text books in the public schools.

Referred to the committee on education and public schools.

No. 221. By Mr. Park: Petition of Thos. Nuttall and 16 other citizens of Monquagon township, Wayne county, asking for the passage of Senate bill No. 289, relative to taxation of railroads.

Referred to committee on railroads.

No. 222. By Mr. Park: Petition of Wm. Sanders, Jr., and 17 other citizens of same place; same subject.

Same reference.

No. 223. By Mr. Park: Petition of Louis Groh and 48 other citizens of same place; same subject.

Same reference.

No. 224. By Mr. Gilbert: Petition of Shearer Bros. of Bay City, Michigan, asking for the retention of the present State fish commission.

Referred to committee on fisheries.

No. 225. By Mr. Sharp: Protest of Robert McLeod and 6 other citizens of Schoolcraft against the abolishment of the present game and fish warden system.

Referred to committee on fisheries.

REPORTS OF STANDING COMMITTEES.

By the committee on State Prison:

The committee on State Prison, to whom was referred

Senate bill No. 207, entitled

A bill to provide for the registration and identification of criminals in the penal institutions of this State by the Bertillon system,

Respectfully report that they have had the same under consideration, and have directed me to ask that the bill be printed for the use of the committee.

C. W. WISNER, *Chairman.*

The report was accepted and the bill was ordered printed.

By the committee on State Public School:

The committee on State Public School, to whom was referred

House bill No. 141 (file No. 190), entitled

A bill making an appropriation for the support of the State Public School, for the years 1891 and 1892, for making improvements at that institution, and to provide a tax for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in,

Add the following section thereto to stand as section 4:

SECTION 4. "That the sums of \$2,000 for the year 1891, and \$2,000 for the year 1892 are hereby appropriated out of the general fund not otherwise appropriated, for the purpose of defraying the expenses of an escort for children that may be taken from the State Public School and placed in homes,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. SHARP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sharp,

The Senate concurred in the amendment made to the bill by the committee.

The bill was referred to the committee on finance and appropriations.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 81, entitled

A bill to revise and amend the charter of the city of Menominee, being act No. 228 of the session laws of 1883, entitled "An act to incorporate the city of Menominee."

CHAS. B. BOUGHNER, *Chairman.*

Report accepted.

MOTIONS AND RESOLUTIONS.

Mr. Park offered the following resolution.

Resolved, That 500 copies of Senate bill No. 289 (file No. 167), be ordered printed for the use of the Senate.

The question being on the adoption of the resolution,

The resolution was adopted.

THIRD READING OF BILLS.

Senate bill No. 45 (file No. 175), entitled

A bill to provide for the organization and incorporation of companies for clearing out and improving the Ontonagon river or any of the rivers or streams emptying into the Ontonagon river in this State, for the purpose of driving, sorting, holding and delivering logs,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Milnes	Mr. Smith	
Benson	Fleishiem	Mugford	Stevens	
Beers	Fridlander	Park	Weiss	
Boughner	Garvelink	Porter	Wheeler	
Brown	Holcomb	Sabin	Wilkinson	
Crocker	McCormick	Sharp	Wisner	24

NAYS.

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Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Boughner moved that

Senate bill No. 319 (file No. 160), entitled

A bill to establish a department of stationery and supplies for the purpose of supplying the State departments and institutions with such articles from one central head and supervision, and to provide for proper inspection of the goods furnished to such department,

Be ordered to take immediate effect,

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Senate bill No. 251 (file No. 126), entitled

A bill to amend act No. 124, of the session laws of 1865, act No. 28, of the session laws of 1871, act No. 163, of the session laws of 1875, act No. 208, of the session laws of 1881, being compiler's section 1591, of Howell's annotated statutes of Michigan, entitled, "An act making all general election days a legal holiday,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Fleishiem	Mr. Milnes	Mr. Stevens	
Boughner	Garvelink	Park	Weiss	
Brown	Gilbert	Sabin	Wheeler	
Crocker	Holcomb	Sharp	Wisner	
Doran	McCormick	Smith		19

NAYS.

Mr. Benson	Mr. Fridlender	Mr. Mugford	Mr. Porter	4
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Title agreed to.

Senate bill No. 200, (file No. 110), entitled

A bill to authorize the township of Lamotte, in the county of Sanilac, to settle and adjust a certain bond issued to Robert Hoag for Highway orders purchased by him and surrendered to said township,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Milnes	Mr. Smith	
Benson	Fridlender	Mugford	Weiss	
Beers	Garvelink	Park	Wheeler	
Boughner	Gilbert	Porter	Wilkinson	
Brown	Holcomb	Sabin	Withington	
Crocker	McCormick	Sharp	Wisner	
Doran				25

NAYS.

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Title agreed to.

GENERAL ORDER.

On motion of Mr. Boughner,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Porter to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 152 (file No. 163), entitled

A bill to amend chapter 133 of Howell's annotated statutes of the State of Michigan, being an act entitled, "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State, as heretofore amended, be and the same is hereby amended by adding thereto three new sections, to be known as sections 43, 44 and 45,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

II.

Senate bill No. 231 (file No. 149), entitled

A bill to detach certain territory from the present township of Laird, in the county of Houghton, and organize the same into a separate township to be known as the township of Farnham,

Have directed their Chairman to report the same back to the Senate, with the recommendation that all after the enacting clause be stricken out.

GEO. F. PORTER, *Chairman*.

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Porter,

The Senate concurred in the recommendation of the committee regarding the second named bill, and all after the enacting clause was ordered stricken out.

By unanimous consent,

Mr. Smith offered the following resolution:

WHEREAS, Death has summoned Representative Hawley of the House, who was an esteemed and able member; and

WHEREAS, Out of respect to his memory the House has adjourned until 10 o'clock A. M., to-morrow; therefore

Resolved, That the Senate do now adjourn until 10 A. M., April 10.

The question being on the adoption of the resolution,

The resolution was adopted and the Senate thereupon adjourned until 10 A. M. tomorrow.

Lansing, Friday, April 10, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. P. Peaker.

Roll called: a quorum present.

Absent without leave: Messrs. Crocker, Mugford, Park, Prindle and Wheeler.

On motion of Mr. Gilbert,

All absentees were excused for the day.

PRESENTATION OF PETITIONS.

No. 226. By Mr. Milnes: Petition of Emery G. Luce and 60 other citizens of Branch county, asking for the passage of the Senate bill for the better protection of bees.

Referred to committee on agricultural interests.

No. 227. By Mr. Wilkinson: Remonstrance of J. T. Hannah and 43 other residents of Grand Traverse county, against the passage of House bill No. 399.

Referred to committee on insurance.

On motion of Mr. Wilkinson,

The remonstrance was ordered spread on the Journal, as follows:

Traverse City, Mich., March 25, 1891.

Hon. R. R. Wilkinson, Senate Chamber, Lansing, Mich.:

DEAR SIR—The undersigned, policy holders in the Mutual Life Insurance Company of New York, would respectfully call your attention to House bill No. 399, and, believing as we do, that our interests as policy holders in said company would be unfavorably affected by the passage of said bill, we ask you to use your influence to prevent its passage. On general principles we believe the proposed bill an unjust one to all concerned and that it would prove especially so to policy holders in foreign companies that are purely mutual, like the company we are in, since the profits

in said companies belong to the policy holders, and are returned to them in dividends, and this increased tax would simply make the dividends so much less.

No. 228. By Mr. Wilkinson: Protest of J. O. Langworthy and 73 others of Grand Traverse county, against the abolishment of the game and fish warden system.

Referred to committee on fisheries.

On motion of Mr. Wilkinson,

The protest was ordered spread on the Journal, as follows:

To the Honorable Senate and House of Representatives of the State of Michigan:

We, the undersigned citizens of Grand Traverse county, do hereby protest against the repeal of the statute providing for the appointment of a Game and Fish Warden.

No. 229. By Mr. Porter: Protest of Aaron W. Eggert and 37 others of Muskegon, same subject.

Same reference.

On motion of Mr. Porter,

The protest was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives of the State of Michigan, in Legislature convened:

GENTLEMEN—The undersigned citizens of Muskegon respectfully represent to your honorable body that, in our judgment, the office of State Game and Fish Warden is a very desirable and creditable one for the better protection of game and fish, and we desire to protest against abolishment, and ask for due consideration of this petition.

No. 230. By Mr. Stevens: Protest of Leo M. Geismar and 19 others of Ontonagon, same subject.

Same reference.

No. 231. By Mr. Fleshier: Protest of H. E. Hall and six others of Menominee, against the passage of House bill No. 110 (file No. 270).

Referred to committee on State affairs.

On motion of Mr. Fleshier,

The protest was ordered spread on the Journal, as follows:

To the Honorable Senate and House of Representatives of the Legislature of Michigan:

The undersigned, residents of the city of Menominee, in the county of Menominee, State of Michigan, remonstrate against the passage of House bill No. 110, file No. 270.

One prominent reason for this remonstrance is our belief that the limitations provided by this bill would have the effect to very seriously reduce the service rendered by telegraph companies within the State, and close many offices in the small towns and villages.

Dated Menominee Mich., April 6, 1891.

No. 232. By Mr. Boughner: Petition of John Thorp and 100 others asking for the passage of the bill giving bounties to soldiers.

Referred to committee on military affairs.

No. 233. By Mr. Brown: Petition of W. N. Hubbell and 50 others, same subject.

Same reference.

No. 234. By Mr. Brown: Petition of same persons, asking for a uniform system of text books.

Referred to committee on education and public schools.

No. 235. Petition of same persons, asking for the passage of the municipal suffrage bill.

Referred to committee on elections.

No. 236. By Mr. Brown: Petition of same persons asking for the creation of a World's Fair commission.

Referred to committee on State affairs.

No. 237. By Mr. Brown: Petition of same persons asking for the creation of the office of Dairy and Food Commissioner.

Referred to committee on public health.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 131 (file No. 66), entitled

A bill to amend section 9 of act No. 140 of the public acts of 1889, entitled "An act to authorize the formation of corporations for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon," approved June 8, 1890,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 202 (file No. 145), entitled

A bill to repeal sections 18, 19 and 20 of the general tax law of 1882, sections 18, 19 and 20 of chapter 27 of the general tax law of 1889, of Howell's annotated statutes of Michigan, and so much of all other acts and parts of acts as relate to township boards of review in townships,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 78 (file No. 30), entitled

A bill to protect bees from poison through the spraying or otherwise treating of fruit or other trees, shrubs, vines or plants with London purple, Paris green, white arsenic or other virulent poisons while the aforesaid trees, shrubs, vines or plants are in blossom,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

amendment and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid of the table,

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 117 (file No. 56), entitled

A bill to define the relative rules of law between master and servant more clearly.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 68 (file No. 71), entitled

A bill to amend sections 2 and 3 of act No. 39 of the session laws of 1885, entitled "An act to regulate the employment of children, young persons and women in certain cases," being compiler's sections 1997b¹ and 1997b², Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 216 (file 101), entitled

A bill to regulate the transfer of cases in justice court,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 311 (file No. 136), entitled

A bill to preserve personal liberty,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 5 (file No. 115), entitled

A bill to amend section 57 of chapter 176 of the compiled laws of 1871, relative to courts of chancery, as amended by the several acts amendatory thereof, and being compiler's section 6647 of Howell's annotated statutes.

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 296 (file No. 122), entitled

A bill relative to circuit court commissioners in Wayne county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 103 (file No. 42), entitled

A bill to prohibit any company, syndicate, trust, or combination formed, or that may be hereafter formed for the purpose of maintaining or increasing the price of any commodity or product, useful or otherwise, for sale in the State of Michigan, from doing business in said State and to define the penalties for its violation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 83 (file No. 209), entitled

A bill providing for the employment of, defining the duties and fixing

the compensation of a stenographer of the 26th judicial circuit of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 272 (file No. 98), entitled

A bill to define the tenure of the incumbent of the office of clerk of the recorder's court of the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 111 (file No. 52), entitled

A bill to detach the counties of Gogebic and Ontonagon from the twelfth judicial district of this State, and to erect said counties into a separate judicial district, to be known as the thirty-second judicial district,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to detach the counties of Gogebic and Ontonagon from the 12th judicial circuit and to form a judicial circuit therefrom to be known as the thirty-second judicial circuit,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the substitute reported by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 109 (file No. 50), entitled

A bill to amend section 1 of act No. 72 of the session laws of 1887, being an act entitled "An act to require prosecuting attorneys to appear and conduct criminal proceedings in the supreme court in certain cases, and to provide for the payment of extra compensation therefor," approved April 15, 1887,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

That in section 1, line 17, after the word "removed," the following amendment be added: "Any prosecuting attorney who shall neglect or refuse to furnish a brief to the Attorney General within the time and in the manner provided by this section shall be deemed guilty of a misdemeanor, and upon conviction thereof, may be fined not exceeding fifty dollars, or imprisonment in the county jail not exceeding ten days, or both such fine and imprisonment, in the discretion of the court,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred Senate bill No. 154 (file No. 81), entitled

A bill making an appropriation for building an extension of shop, additional power, machinery, lumber, furnishings and general repairs at the State House of Correction and Reformatory at Ionia,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

PETER GILBERT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Morrow,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 56 (file No. 112), entitled

A bill to prevent the spearing of fish in the waters of the inland lakes in the county of Livingston,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER E. PARK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on banks and corporations:

The committee on banks and corporations, to whom was referred

Senate bill No. 99 (file No. 38), entitled

A bill to provide that the Grand Subordinate Castle and the Commanderies of the Knights of the Golden Eagle of the State of Michigan, may be incorporated,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on banks and corporations:

The committee on banks and corporations, to whom was referred House bill No. 166 (file No. 196), entitled

A bill to provide for the organization and incorporation of builders and builders and traders' exchanges,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on banks and corporations:

The committee on banks and corporations, to whom was referred Senate bill No. 107 (file 48), entitled

A bill to amend an act entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots, with the necessary connecting tracks, and the management of the same," approved June 9, 1881, by adding a new section thereto relative to the closing of streets and alleys by companies organized under said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, April 9, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 81, being

An act to revise and amend the charter of the city of Menominee being act No. 228 of the session laws of 1883, entitled "An act to incorporate the city of Menominee."

EDWIN B. WINANS, *Governor.*

The message was received.

On motion of Mr. Smith,
The Senate went into

EXECUTIVE SESSION.

The time being 10.30 o'clock A. M.
The executive session closed, the time being 10.50 o'clock A. M.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 9, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:
House bill No. 782 (file No. 260), entitled

A bill to authorize the village of Vassar, county of Tuscola, to purchase, construct, and maintain an electrical light plant or system for lighting purposes and the production of electricity for public and private uses; and to issue bonds not to exceed \$10,000 to expend in purchasing, erecting and maintaining the same,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and pending its reference,

On motion of Mr. Bastone,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

The bill was placed on its immediate passage.

The bill was then read a third time.

Pending the taking the vote thereon,

On motion of Mr. Porter,

The bill was referred to the committee on cities and villages.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

House bill No. 141 (file No. 190), entitled

A bill making an appropriation for the support of the State Public School, for the years 1891 and 1892, for making improvements at that institution and to provide a tax for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in, by striking out entire section four, viz: "That the sums of \$2,000 for the year 1891 and \$2,000 for the year 1892 are hereby appropriated out of the general fund not otherwise appropriated, for the purpose of defraying the expenses of an escort for children that may be taken from the State Public School and placed in homes,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PETER GILBERT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gilbert,

The Senate concurred in the amendment made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By unanimous consent,

The committee on railroads made the following report:

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 91 (file No. 139), entitled

A bill to amend section 27 of act 244 of the public acts of 1881, entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots, with the necessary connecting tracks, and the management of the same," the same being section 3484 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER DORAN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

GENERAL ORDER.

On motion of Mr. Gilbert,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Beers to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I

House bill No. 141 (file No. 190), entitled

A bill making an appropriation for the support of the State Public School for the years 1891 and 1892, for making improvements at that institution and to provide a tax for the same.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following:

II.

Senate bill No. 153 (file No. 162), entitled

A bill to amend section 28 of chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relating to life insurance companies transacting business within the State.

Also,

Senate bill No. 314 (file No. 157), entitled

A bill to amend sections 1, 2 and 4 of act 163 of the public acts of 1851, for the State of Michigan, being an act entitled "An act to provide for the letting to contract, furnishing of fuel and stationery for the use of the State and also the State printing and binding," as amended by act 61 of the session laws of 1873, approved April 1, 1873, being compiler's sections 346, 347 and 349 of Howell's annotated statutes, as amended by act No. 203 of the session laws of 1889, of the State of Michigan.

Also,

Senate bill No. 171 (file No. 159), entitled

A bill to amend sections 3 and 4 of act 206 of the laws of 1881, being paragraphs 414 and 415 of chapter 13 of Howell's annotated statutes, relating to a uniform system of accounting in State institutions.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

JOHN S. BEERS, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Smith,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 238. By Mr. Sharp: Protest of 24 fishermen and other citizens of Mackinac county against the proposed abolishment of the office of Game and Fish Warden.

Referred to committee on fisheries.

No. 239. By Mr. Sabin: Protest of 100 members of the Farmers' Alliance against the bill to prohibit the spearing of fish in St. Joseph county during the next five years.

Referred to committee on fisheries.

No. 240. By Mr. Beers: Memorial of Mt. Hope Grange, Berrien county, asking the passage of the municipal suffrage bill, the establishment of the office of dairy and food commissioner, uniformity of text books, and the bill to regulate the management of railroads in the State.

Referred to select committee on elections.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, April 10, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 74 (file No. 29), being

An act to amend section 31 of act No. 35 of the public acts of 1867, entitled "An act to provide for the formation of street railway companies," as amended by act No. 131 of the public acts of 1889.

Also,

Senate bill No. 268 (file No. 170), being

An act to authorize the village of East Tawas to provide electric lights for dwellings, stores, and other business places, and to extend its electric light system beyond the village limits in certain cases.

EDWIN B. WINANS, *Governor.*

The message was received.

The President also announced the following:

EXECUTIVE OFFICE, }
Lansing, April 10, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 298 (file No. 171), being

An act to authorize the village of East Tawas to borrow money for the construction of an electric light plant in said village and to issue bonds therefor.

Also,

Senate bill No. 199, being

An act to amend section 1 of an act entitled "An act to amend sections 1, 2, 56, 69, 103, 127 and 130 of an act entitled, 'An act to incorporate the city of Ann Arbor, revise the charter of said city, and repeal all conflicting acts relating thereto,' " being act No. 331 of the session laws of 1889, approved March 15, 1889, and to add 7 new sections thereto, to stand as sections 130a, 130b, 130c, 130d, 130e, 130f and 130g, approved March 28, 1891.

EDWIN B. WINANS, *Governor.*

The message was received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

Resolved by the Senate (the House of Representatives concurring), that his excellency, the Governor of this State, be and is hereby requested to appoint nine delegates to represent this State at the Commercial Congress

to be held in Kansas City April 15, 1891, said delegates to serve without compensation,

In the passage of which concurrent resolution, the House has concurred by a majority vote of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The message was received and tabled.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following resolution:
Resolved by the House of Representatives, That the Senate be and is hereby invited to join with this House in attending the funeral services of the late Representative Hawley on Saturday, April 11, 1891.

Which has been adopted by the House.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

Mr. Withington moved that a proper response be sent to the House signifying that the Senate accepts the invitation, ,

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 279, entitled

A bill to amend sections 1, 7, 8, 10, 11, 12, 17, 21, 26, 28, 29, 30, 31, 32, 61, 64, 68, 78, 79, 80, 100, 106, 130, 169, 172, of an act entitled "An act to revise an act to incorporate the city of Bay City," approved March 30, 1881, as amended and revised by the several acts amendatory and revisionary thereof, and to repeal sections 81, 82, 83, 84, 85, 86, 87, 88 and 89 of said act,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

THIRD READING OF BILLS.

House bill No. 141 (file No. 190), entitled

A bill making an appropriation for the support of the State Public

School for the years 1891 and 1892, for making improvements at that institution and to provide a tax far the same,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Milnes	Mr. Stevens
Benson	Fleishiem	Morrow	Weiss
Beers	Fridlender	Porter	Wilkinson
Boughner	Garvelink	Sabin	Withington
Brown	McCormick	Sharp	Wisner
			20

NAYS.

0

Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 153 (file No. 162), entitled

A bill to amend section 28 of chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act relating to life insurance companies transacting business within the State."

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleishiem	Mr. Porter	Weiss
Beers	Fridlender	Sabin	Wilkinson
Boughner	Garvelink	Sharp	Withington
Brown	McCormick	Stevens	Wisner
Doran			
			17

NAYS.

0

Title agreed to.

Senate bill No. 314 (file No. 157), entitled

A bill to amend sections 1, 2 and 4, of act 163 of the public acts of 1851, for the State of Michigan, being an act entitled "An act to provide for the letting to contract, furnishing of fuel and stationery for the use of the State, and also the State printing and binding," as amended by act 61 of the session laws of 1873, approved April 1, 1873, being compiler's sections 346, 347 and 349 of Howell's annotated statutes, as amended by act No. 203 of the session laws of 1889, of the State of Michigan.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleishiem	Mr. Morrow	Mr. Weiss
Beers	Fridlender	Porter	Wilkinson
Boughner	Garvelink	Sabin	Withington
Brown	Gilbert	Sharp	Wisner
Doran	McCormick	Stevens	
			19

NAYS.

0

Title agreed to.

On motion of Mr. Boughner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 171 (file No. 159), entitled

A bill to amend sections 3 and 4 of act 206 of the laws of 1881, being paragraphs 414 and 415 of chapter 13 of Howell's annotated statutes, relating to a uniform system of accounting in State institutions,

Was read a third time, and pending its passage, Mr. Doran moved to amend line 1 of section 1 by striking out the word "and" after the word "3," and inserting after the word "4" the words "and 5."

A majority of the Senate consenting thereto,

The amendment was entertained.

On motion of Mr. Doran,

The amendment was then adopted.

The bill as amended was then read a third time, and there not being a quorum present as disclosed by the taking of a vote upon the passage of the bill,

Mr. Doran moved that there be a call of the Senate;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

Roll called: a quorum not present.

Present—Messrs. Bastone, Benson, Boughner, Doran, Fridlender, Garvelink, Gilbert, Holcomb, McCormick, Milnes, Morrow, Porter, Sabin, Sharp, Stevens, Withington.

Absent without leave—Messrs. Beers, Brown, Fleshim, Smith, Weiss, Wilkinson, Wisner.

On motion of Mr. Bastone,

The Sergeant-at-Arms was dispatched after the absentees.

After some time had elapsed, the Sergeant-at-Arms returned, and reported as having at the bar of the Senate,

Senator Wisner, 18th district, Senator Weiss, 3d district, Senator Smith, 1st district, Senator Beers, 9th district, Senator Brown, 23d district, Senator Wilkinson, 29th district, and Senator Fleshim, 31st district.

The President directed that the above named Senators be admitted within the bar of the Senate.

The Senators advanced, and in turn presented their excuses.

Mr. Milnes moved that Senator Wisner be fined one day's per diem for absenting himself without leave.

Which motion prevailed, Mr. Wisner calling for the yeas and nays and two-thirds of all the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Milnes	Mr. Sharp
Benson	Gilbert	Morrow	Weiss
Doran	Holcomb	Porter	Withington
Fridlender	McCormick	Sabin	Wisner
			16

NAYS.

Mr. Beers	Mr. Brown	Mr. Stevens	Mr. Wilkinson
Boughner	Smith		

On motion of Mr. Fridlender,

Senator Wisner was excused.

On motion of Mr. Milnes,

Senator Weiss was excused.

On motion of Mr. Doran,

Senator Smith was excused.

On motion of Mr. McCormick,

Senator Beers was excused.

On motion of Mr. Doran,

Senator Wilkinson was excused.

On Motion of Mr. Doran,

Senators Brown and Fleshien were excused.

On motion of Mr. Withington,

All further proceedings under the call were dispensed with.

The question being upon the passage of the bill,

The bill was passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Stevens
Benson	Garvelink	Porter	Weiss
Beers	Gilbert	Sabin	Wilkinson
Boughner	Holcomb	Sharp	Withington
Doran	McCormick	Smith	Wisner
Fleshien	Milnes		
			22

NAYS.

0

The question being on agreeing to the title,

On motion of Mr. Doran

The same was amended so as to read as follows:

A bill to amend sections 3, 4 and 5 of act 206 of the laws of 1881, being paragraphs 414 and 415 of chapter 13 of Howell's annotated statutes, relating to a uniform system of accounting in State institutions, and to add a new section thereto to be known as section 10,

Which motion prevailed, and

The title as amended was then agreed to.

GENERAL ORDER.

On motion of Mr. Boughner,

The Senate went into the committee of the whole on the general order, whereupon,

The President called Mr. Withington to the chair.

After some time spent therein the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 83 (file No. 209), entitled

A bill providing for the employment of, defining the duties, and fixing the compensation of a stenographer of the 26th judicial circuit of the State of Michigan.

Also,

Senate bill No. 111, entitled

A bill to detach the counties of Gogebic and Ontonagon from the twelfth judicial circuit and to form a judicial circuit therefrom be known as the thirty-second judicial circuit.

Also,

House bill No. 166 (file No. 196), entitled

A bill to provide for the organization and incorporation of Builders and Builders and Traders' Exchange,

Have made no amendments thereto and have directed their chairman to report the same back to the Senate and recommend their passage.

The committee of the whole have also had under consideration,

II.

Senate bill No. 154 (file No. 81), entitled

A bill making an appropriation for building an extension of shop, additional power, machinery, lumber, furnishings and general repairs at the State House of Correction and Reformatory at Ionia,

And have directed their chairman to report the same back to the Senate, with the recommendation that said bill be made a special order for next Tuesday at 2 o'clock P. M.

The committee of the whole have also had under consideration

III.

Senate bill No. 107 (file No. 48), entitled

A bill to amend an act entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots with the necessary connecting tracks and the management of the same," approved June 9, 1881, by adding a new section thereto relative to the closing of streets and alleys by companies organized under said act,

Have directed their chairman to report progress and ask leave to sit again.

WM. H. WITHINGTON, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Withington,

The Senate concurred in the recommendation of the committee regarding the second named bill.

On motion of Mr. Withington,

The Senate granted leave for a further consideration of the third named bill by the committee of the whole.

By unanimous consent,

The Senate resumed the order of

THIRD READING OF BILLS.

House bill No. 83 (file 209), entitled

A bill providing for the employment of, defining the duties, and fixing the compensation of a stenographer of the 26th judicial circuit of the State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Milnes	Mr. Smith
Benson	Fridlender	Morrow	Stevens
Beers	Garvelink	Porter	Weiss
Boughner	Gilbert	Sabin	Wilkinson
Brown	McCormick	Sharp	Withington
Doran			21

NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 111, entitled

A bill to detach the counties of Gogebic and Ontonagon from the twelfth judicial circuit and to form a judicial circuit therefrom to be known as the thirty-second judicial circuit.

The bill was then read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Sharp	Mr. Stevens	Mr. Wilkinson
Fleshiem	Smith	Weiss	Withington
Milnes			9

NAYS.

Mr. Bastone	Mr. Boughner	Mr. Garvelink	Mr. Porter
Beers	Doran	McCormick	Sabin
			8

On motion of Mr. Stevens,

The vote by which the bill did not pass was reconsidered.

On motion of Mr. Stevens,

The bill was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 333, entitled

A bill to incorporate the village of Pinconning, and to repeal act No. 528 of the local acts of the Legislature of this State for the year 1887, entitled "An act to incorporate the village of Pinconning, in Bay county, Michigan,"

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

REPORTS OF STANDING COMMITTEE.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 199, entitled

A bill to amend section 1 of an act entitled "An act to amend sections 1, 2, 56, 69, 103, 127 and 130 of an act entitled 'An act to incorporate the city of Ann Arbor, revise the charter of said city, and repeal all conflicting acts relating thereto,' being act No. 331 of the session laws of 1889, approved March 15, 1889, and to add 7 new sections thereto, to stand as sections 130a, 130b, 130c, 130d, 130e, 130f and 130g," approved March 28, 1891.

Also,

Senate bill No. 74 (file No. 29), entitled

A bill to amend section 31 of act No. 35 of the public acts of 1867, entitled "An act to provide for the formation of Street Railway companies," as amended by act No. 131 of the public acts of 1889.

Also,

Senate bill No. 298, entitled

A bill to authorize the village of East Tawas to borrow money for the construction of an electric light plant in said village and to issue bonds therefor.

Also,

Senate bill No. 268, entitled

A bill to authorize the village of East Tawas to provide electric lights for dwellings, stores, and other business places, and to extend its electric light system beyond the village limits in certain cases.

C. B. BOUGHNER, *Chairman.*

Report accepted.

Mr. Gilbert moved that the Senate do now adjourn until Monday next at 9:15 o'clock P. M.

Which motion prevailed, Mr. Beers calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Doran
Flehiem
Garvelink

Mr. Gilbert
Holcomb
Milnes

Mr. Sabin
Smith
Stevens

Mr. Weiss
Wilkinson
Withington 12

NAYS.

Mr. Bastone
Benson
Beers

Mr. Boughner
Fridlender

Mr. McCormick
Morrow

Mr. Porter
Sharp

Thereupon the Senate adjourned.

Lansing, Monday, April 13, 1891.

The Senate met and was called to order by the President at 9:15 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Brown, Doran, Fleshiem, Milnes, Sharp, Smith and Withington.

On motion of Mr. Park,

All the absentees were excused until tomorrow.

PRESENTATION OF PETITIONS.

No. 241. By Mr. Gilbert: Petition of the trades council of Bay City, asking the passage of the bill for the creation of the office of factory inspector.

Referred to committee on labor interests.

No. 242. By Mr. Boughner: Petition of Washington Irish and 28 others, asking for a modification of the law relative to the taxation of mortgages.

Referred to select committee on taxation.

No. 243. By Mr. Stevens: Remonstrance of W. E. Gray and 108 others, against the proposed abolishment of the game and fish warden system.

Referred to committee on fisheries.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following: Senate bill No. 39 (file No. 114), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 28th judicial circuit, State of Michigan.

Also,

Senate bill No. 19, entitled

A bill to revise and amend act No. 248 of the session laws of 1873, entitled "An act to grant a special charter to the village of Morenci heretofore incorporated by the board of supervisors of the county of Lenawee,"

In the passage of which bills the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

On motion of Mr. Wheeler,

By unanimous consent the rules were suspended, and

By a vote of two-thirds of all the Senators elect, the first named bill, being Senate bill No. 39, was ordered to take immediate effect.

The two bills above named were then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, The United States, by act of Congress, approved March 2, 1891, entitled "An act to credit and pay to the several states and territories and the District of Columbia all moneys collected under the direct tax levied by the act of Congress, approved August 5, 1861, appropriated certain moneys to reimburse each state and territory and the District of Columbia for collections made from said states, territories and the District of Columbia or from any of the citizens or inhabitants thereof or other persons under the act of Congress, approved August 5, 1861, and the amendatory act thereto, and providing for the payment by the Treasurer of the United States of said sums upon acceptance by resolution of the legislature of any state or territory of such sums so appropriated upon the trust in said act contained;

Resolved, by the House of Representatives of the State of Michigan, (the Senate concurring), that the said sum so appropriated and credited to the State of Michigan under the provisions of said act be and the same is hereby accepted under the trusts imposed by said act in full satisfaction of all claims on the part of the State of Michigan against the United States, on account of the levy and collection of the direct tax imposed by said act, approved August 5, 1861, and the amendatory acts thereto, and the Governor of the State of Michigan is hereby authorized to receive and accept said moneys for the use and purposes aforesaid and to give full receipt and acquittance on behalf of the State of Michigan of all claims against the United States on account of the levy and collection of said tax, as provided in said act of Congress, and to obligate the State in such form as may be required to faithfully observe and perform the trusts imposed by the provisions of said act as to the disposition of such sums as may have been collected by the United States from any of the citizens or inhabitants of said State, or other persons either directly or by sale of property in pursuance to said act.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

On motion of Mr. Wisner,

The resolution was adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 195 (file No. 106), entitled

A bill making an appropriation for the benefit of the Industrial Home for Discharged Prisoners,

Which has passed the House by a vote of two-thirds of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on State prison.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 10, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 691, entitled

A bill to incorporate the city of Norway.

Also,

House bill No. 4 (file No. 78), entitled

A bill to provide for the committing of pauper insane persons to the Wayne County Insane Asylum, and for the transfer of such persons to the State Asylums, and from the State Asylums to the said county asylum, and to provide for the support and maintenance of such insane persons.

Also,

House bill No. 734 (file No. 250), entitled

A bill to incorporate the board of education of the city of Au Sable.

Also,

House bill No. 313 (file No. 97), entitled

A bill to provide for the incorporation of companies furnishing automatic electric fire alarms.

Also,

House joint resolution No. 16 (file No. 7), entitled

Joint resolution authorizing the board of State Auditors to audit and pay the claim of Patrick Mulcrone of the city of St. Ignace, for meat furnished to Company B, Fourth Regiment, and Company H, Third Regiment, Michigan State troops while encamped on Mackinac Island at the annual State encampment in the year 1888,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been

ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,
LYMAN A. BRANT,
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title and referred to the committee on asylums for the insane.

The third named bill was read a first and second time by its title and referred to the committee on education and public schools.

The fourth named bill was read a first and second time by its title and referred to the committee on banks and corporations.

The fifth named bill was read a first and second time by its title, and referred to the committee on claims and public accounts.

MOTIONS AND RESOLUTIONS.

Mr. Beers offered the following concurrent resolution:

Resolved by the Senate (the House of Representatives concurring), That the Governor of this State be and he is hereby authorized to appoint an agent for the collection of war claims by the State of Michigan against the United States (exclusive of the direct tax money now due the State), and to contract with such agent for his compensation out of any moneys so collected.

The question being on the adoption of the concurrent resolution,

On motion of Mr. McCormick,

The resolution was laid on the table.

THIRD READING OF BILLS.

House bill No. 549 (file No. 197), entitled

A bill to provide for acquiring by purchase or condemnation by any of the cities of the State of all the rights of toll road companies in the streets of such city,

Was read a third time, and pending the taking of a vote upon its passage,

On motion of Mr. Wisner,

The bill was re-referred to the committee on judiciary.

On motion of Mr. Mugford,

The Senate adjourned.

Lansing, Tuesday, April 14, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Brown, Milnes and Smith.

On motion of Mr. Bastone,

All the absentees were excused until this afternoon.

PRESENTATION OF PETITIONS.

No. 244. By Mr. Beers: Petition of Geo. Parsons and 4 other citizens of Watervliet, Michigan, asking for the passage of the bill relative to building and loan associations.

Referred to the committee on banks and corporations.

No. 245. By Mr. Withington: Petition of Mrs. P. W. McAdou, Mrs. Nancy Ford and 20 other ladies of Jackson, asking favorable consideration of the bill to give municipal suffrage to women.

Referred to select committee on elections.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 549 (file No. 197), entitled

A bill to provide for acquiring by purchase or condemnation by any of the cities of the State of all the rights of any toll road companies in the streets of such city,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to authorize the cities and townships of this State to acquire by purchase or condemnation all the rights of toll or plank road companies in the streets or highways of such city or township, and to authorize such toll or plank road companies to sell the whole or any portion of its road or franchise to any city or township in which the same may be located, or to any other person or corporation,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the substitute reported for the bill by the committee.

The bill as substituted was referred to the committee of the whole and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 734 (file No. 250), entitled

A bill to incorporate the board of education of the city of Au Sable,

Respectfully report that they have had the same under consideration and

have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fridlender,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Park	Mr. Weiss	
Benson	Gilbert	Porter	Wheeler	
Beers	Holcomb	Prindle	Wilcox	
Boughner	McCormick	Sabin	Wilkinson	
Crocker	Morrow	Stevens	Withington	
Fleishem	Mugford	Toan	Wisner	
Fridlender				25

NAYS.

0

Title agreed to.

On motion of Mr. Fridlender,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

THIRD READING OF BILLS.

House bill No. 166 (file No. 196), entitled

A bill to provide for the organization and incorporation of builders', and builders and traders' exchanges,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Park	Mr. Toan	
Benson	Gilbert	Porter	Weiss	
Beers	Holcomb	Prindle	Wheeler	
Boughner	McCormick	Sabin	Wilcox	
Crocker	Morrow	Sharp	Withington	
Fleishem	Mugford	Stevens	Wisner	
Fridlender				25

NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Beers,

Senate bill No. 148, entitled

A bill to reincorporate the village of Fenton,

Was ordered printed for the use of the committee on cities and villages.

GENERAL ORDER.

On motion of Mr. Boughner,
The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. McCormick to the chair.

After some time spent therein the committee rose and through their chairman made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 68 (file No. 71), entitled

A bill to amend sections 2 and 3 of act No. 39 of the session laws of 1885, entitled "An act to regulate the employment of children, young persons and women in certain cases," being compiler's sections 1997b' and 1997b', Howell's annotated statutes.

Also,

Senate bill No. 109 (file No. 50), entitled

A bill to amend section 1 of act No. 72 of the session laws of 1887, being an act entitled "An act to require prosecuting attorneys to appear and conduct criminal proceedings in the supreme court in certain cases, and to provide for the payment of extra compensation therefor," approved April 15, 1887.

Also,

House bill No. 56 (file No. 112), entitled

A bill to prevent the spearing of fish in the waters of the inland lakes in the county of Livingston,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration

Senate bill No. 131 (file No. 66), entitled

A bill to amend section 9 of act No. 140, of the public acts of 1889, entitled "An act to authorize the formation of corporations for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon," approved June 8, 1890,

Have directed their chairman to report the same back to the Senate, with the recommendation that all after the enacting clause be stricken out.

III.

The committee of the whole have also had under consideration,

Senate bill No. 176 (file No. 186), entitled

A bill to incorporate the "Deutscher Landwehr-Unterstuetzungs-Verein Regiment, Michigan."

Also,

Senate bill No. 99 (file No. 38), entitled

A bill to provide that the Grand Subordinate Castle and the Com-manderies of the Knights of the Golden Eagle of the State of Michigan, may be incorporated,

Have directed their chairman to report progress and ask leave to sit again.

A. C. McCORMICK, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. McCormick,

The Senate concurred in the recommendation of the committee regarding the second named bill, and all after the enacting clause of the same was ordered stricken out.

On motion of Mr. McCormick,

The title and enacting clause were laid on the table.

On motion of Mr. McCormick,

The Senate granted leave for a further consideration of the third named bills by the committee of the whole.

By unanimous consent,

Mr. Park moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 296 (file No. 122), entitled

A bill relative to circuit court commissioners in Wayne county,

Which motion prevailed.

On motion of Mr. Park,

The bill was re-referred to the committee on judiciary.

By unanimous consent,

Mr. Doran presented the following petitions:

No. 246. By Mr. Doran: Petition of I. M. Weston and three other citizens of Grand Rapids, asking for the passage of the municipal suffrage bill.

Referred to select committee on elections.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

Grand Rapids, Mich., March 7, 1891.

Hon. Peter Doran, State Senator, Lansing, Mich.:

DEAR SIR—We, the undersigned, respectfully ask your favorable consideration of the municipal suffrage bill presented to your honorable body by the State equal suffrage association.

I. M. Weston.

Allen C. Adsit.

Isaac M. Turner.

James Blair.

No. 247. By Mr. Doran: Petition of Margaret M. Parsons and 9 other ladies of Grand Rapids, same subject.

Same reference.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

Grand Rapids, Mich., March, 1891.

Hon. Peter Doran, State Senator, Lansing, Mich.:

DEAR SIR—We the undersigned respectfully ask your favorable consideration of the municipal suffrage bill, presented to your honorable body by the State equal suffrage association.

No. 248. By Mr. Doran: Protest of the Telfer Spice Co. and 13 other

companies, against the passage of House bill No. 272, relative to the recording of chattel mortgages.

Referred to the committee on judiciary.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

Hon. Peter Doran, Senate Chamber, Lansing, Mich.:

DEAR SIR—We, the undersigned, members of the jobbers' association of Grand Rapids, do most heartily protest against the passage of House bill No. 272, known as the Baker chattel mortgage bill. In our opinion, any change in the old time custom of recording chattel mortgages with the township or city clerks, will only make confusion and work detrimental to our business interest and cost our friends in the townships needless expense in going or sending to the county seats to learn whether personal property in which they are trading is clear of incumbrance or not, or for the sake of giving security to obtain an extension on a past due account or note, they must go or send clear to the county seat, causing them needless delay, and they are the people most interested.

No. 249. By Mr. Doran: Protest of Valley City Assembly No. 3229, K. of L. Grand Rapids, against an appropriation of any money to build furniture factories in the Reformatory at Ionia.

Referred to committee on finance and appropriations.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

VALLEY CITY ASSEMBLY, No. 3229, K. OF L.,
Grand Rapids, Mich., February 11, 1891.

*To the Hon. Peter Doran of the Senate of the State of Michigan:**

DEAR SIR—The officers of this assembly are instructed by vote to request you to use your vote and influence against the State appropriating any money for the purpose of erecting or extending buildings or factories for the purpose of manufacturing furniture by the aid of convicts, and that you do all in your power to have the Baker conspiracy law repealed, which stands an outrage to the people and a disgrace to the State of Michigan. Hoping that you will comply with this request,

We are respectfully yours,

GEO. W. LAY, C. R. S.

ORIN VENEKLASSE, M. W.

No. 250. By Mr. Doran: Protest of L. A. 3526, K. of L. of Grand Rapids, same subject.

Same reference.

On motion of Mr. Doran,

The petition was ordered spread on the Journal, as follows:

Grand Rapids, Mich., April 2, 1891.

At a regular meeting of Stephens' furniture workers' assembly of the K. of L. on this date, it was unanimously

Resolved, That this assembly protest against the appropriation of \$40,000 or any other sum to the Ionia House of Correction for the purpose of increasing the furniture output at that place, as this assembly is unalterably opposed to competing with contract convict labor, and it was

Resolved, That we ask Senator Doran and our State Representatives to vote against any such appropriation.

ROBERT MILNE,

PATRICK H. THOMPSON,

Secretary L. A. 3526.

Master Workman L. A. 3526.

- By unanimous consent,
Mr. Morrow presented the following protest:
No. 251. By Mr. Morrow: Protest of employes of Adrian Furniture Manufacturing Company; same subject as last petition.
Same reference.
On motion of Mr. Doran,
The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Brown and Smith.

On motion of Mr. Park,

All the absentees were excused until tomorrow.

SPECIAL ORDER OF THE DAY.

The special order of the day being the consideration of Senate bill No. 154 (file No. 81), entitled

A bill making an appropriation for building an extension of shop, additional power, machinery, lumber, furnishings and general repairs at the State House of Correction and Reformatory at Ionia,

And the President having announced that the time for the consideration of the same had arrived,

Mr. Doran moved that the bill be referred to the committee on judiciary.

Mr. Fridlender moved as an amendment that the subject matter of the bill be referred to a select committee of five Senators;

Which amendment prevailed, Mr. Doran calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Boughner	Mr. Garvelink	Mr. Park	Mr. Weiss	
Crocker	McCormick	Prindle	Wheeler	
Doran	Milnes	Sharp	Withington	
Fleishiem	Morrow	Stevens	Wisner	
Fridlender	Mugford			18

NAYS.

Mr. Bastone	Mr. Holcomb	Mr. Sabin	Mr. Toan	
Benson	Porter			6

REPORTS OF STANDING COMMITTEES.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 61, entitled

A bill to detach all the territory embraced in the townships of Chapin, Brady, Chesaning and Maple Grove in the county of Saginaw, and attach the same to the county of Shiawassee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

Mr. Wisner moved that the bill be referred to the committee on judiciary.

Mr. Milnes moved as an amendment, that the bill be referred to the committee on cities and villages;

Which amendment did not prevail.

The question being on the motion to refer the bill to the committee on judiciary,

The same prevailed.

By unanimous consent,

Mr. Park presented the following petition:

No. 252. By Mr. Park: Petition of the executive officers of the Michigan Federation of Labor, asking for the passage of the bill providing for lessening the hours of labor on street railways.

Referred to committee on labor interests.

On motion of Mr. Park,

The petition was ordered spread on the Journal, as follows:

MICHIGAN FEDERATION OF LABOR, }
OFFICE OF THE EXECUTIVE OFFICERS, }
Detroit, Mich., April 4, 1891.

To the Senate and House of Representatives of the State of Michigan:

GENTLEMEN—The executive officers of the Michigan Federation of Labor, acting in strict accord with the avowed purpose of the Federation, respectfully ask your favorable action on the bill now before you reducing the hours of labor on street car lines to ten out of twenty-four, and the days to six in any one week; because

1. It is a measure calculated to assist a class of laborers notoriously ill-paid and overworked, and consequently crippled in the task of helping themselves.

2. It is a measure of self-preservation on the part of the State, offering as it does, to a portion of its citizens certain benefits of leisure in which they may acquaint themselves with their duties as members of the commonwealth. That this would be at the expense of wages we do not believe, for wages are already at a level below which responsible employes will refuse continuous engagements. On the contrary, this reduction of hours, in connection with the general movement in the same direction among other workmen, will give such tension to the supply of labor that wages will be more likely to rise than to fall. It must

not be forgotten that when working long hours, men will consent to subsist on less than when reasonable leisure has awakened the affections, talents and faculties which constitute the independence of manhood. The unwillingness of men to work for low wages will be, as it always has been, intensified with every accession of knowledge as to the value and opportunities of leisure. This element of -willingness or unwillingness, as you all know, has very much indeed to do with the rate of wages, especially when widely diffused among the working classes. So that in the near future it will be true of this, as of every other movement for shorter hours, that the result will be to increase wages; and thus

3. Another benefit which vitally concerns the Legislature will be achieved, namely: The better care and education of the children of these laborers—children whose fitness for citizenship will one day help to determine the destiny of the State.

4. We have convincing reasons to believe that any remonstrance against the bill referred to, by street car employes, must be purely the result of fear, as they have in this city been invited by their employers to sign such remonstrance.

Therefore we earnestly appeal to your sense of right in the cause of a reasonably shorter work day and week, in behalf of a class who need your assistance. We represent some 20,000 people organized in Michigan, besides all the friends of the workingman everywhere.

Very truly yours,

THE MICHIGAN FEDERATION OF LABOR,

W. A. TAYLOR,

HENRY J. LEMCKE, *First Vice Pres.*,

GEO. W. DUNCAN,

Executive Committee.

MESSAGES FROM THE GOVERNOR.

The President announced a communication from the Governor on executive business.

The message was received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES,)
Lansing, April 14, 1891. }

To the President of the Senate:

Sir—I am instructed by the House to transmit the following:

House joint resolution No. 8 (file No. 6), entitled

Joint resolution authorizing the Board of State Auditors to investigate, examine and settle any claim found to be due Robert Lake, of the city of Jackson, against the State of Michigan for damages or compensation, by reason of extra or additional work performed and material furnished by said Lake, at the request of the warden and the board of inspectors of the State Prison at Jackson, in this State.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to

take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,
LYMAN A. BRANT,
Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title, and referred to the committee on claims and public accounts.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 14, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

2. House bill No. 431 (file No. 179), entitled

A bill to amend section 6 of an act entitled "An act to provide for a State board of equalization," approved April 7, 1851, as amended by act No. 85, public acts of 1871, approved April 8, 1871, being section 324 of Howell's annotated statutes.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,
LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on State affairs.

MOTIONS AND RESOLUTIONS.

Mr. Boughner offered the following resolution:

Resolved, That the select committee appointed for the consideration of employment of the convicts at the Ionia House of Correction be requested to report on or before April 16, at 2 o'clock P. M.

The question being on the adoption of the resolution,
 The resolution was adopted.

THIRD READING OF BILLS.

Senate bill No. 109 (file No. 50), entitled

A bill to amend section 1 of act No. 72 of the session laws of 1887, being an act entitled "An act to require prosecuting attorneys to appear and conduct criminal proceedings in the supreme court in certain cases, and to provide for the payment of extra compensation therefor," approved April 15, 1887,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Park	Mr. Stevens
Boughner	Gilbert	Porter	Toan
Crocker	McCormick	Prindle	Wheeler
Doran	Morrow	Sabin	Withington
Fleishem	Mugford	Sharp	Wisner
Fridlender			

21

NAYS.

0

Title agreed to.

House bill No. 56 (file No. 112), entitled

A bill to prevent the spearing of fish in the waters of the inland lakes in the county of Livingston,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Toan	
Benson	Garvelink	Porter	Wheeler	
Boughner	Gilbert	Prindle	Withington	
Crocker	McCormick	Sabin	Wisner	
Doran	Morrow	Sharp		
Flehiem	Mugford	Stevens		22

NAYS.

0

Title agreed to.

On motion of Mr. Park,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

On motion of Mr. Stevens,

Senate bill No. 111, entitled

A bill to detach the counties of Gogebic and Ontonagon from the twelfth judicial circuit and to form a judicial circuit therefrom to be known as the Thirty-second Judicial Circuit,

Was taken from the table.

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. McCormick	Mr. Prindle	Mr. Weiss	
Crocker	Milnes	Sabin	Wheeler	
Flehiem	Morrow	Sharp	Wilkinson	
Fridlender	Mugford	Stevens	Wisner	
Garvelink	Park	Toan		19

NAYS.

Mr. Bastone	Mr. Boughner	Mr. Porter	Mr. Wilcox	
Beers	Gilbert			6

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Doran to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report, the President *pro tem.* being in the chair:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 99 (file No. 38), entitled

A bill to provide that the Grand Subordinate Castle and the Commanderies of the Knights of the Golden Eagle of the State of Michigan may be incorporated.

Also,

Senate bill No. 107 (file No. 48), entitled

A bill to amend an act entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots, with the necessary connecting tracks, and the management of the same," approved June 9, 1881, by adding a new section thereto relative to the closing of streets and alleys by companies organized under said act.

Also,

House bill No. 91 (file No. 139), entitled

A bill to amend section 27 of act 244 of the public acts of 1881, entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots, with the necessary connecting tracks, and the management of the same," the same being section 3484 of Howell's annotated statutes.

Also,

House bill No. 549, entitled

A bill to authorize the cities and townships of this State to acquire by purchase or condemnation all the rights of toll or plank road companies in the streets or highways of such city or township, and to authorize such toll or plank road companies to sell the whole or any portion of its road or franchise to any city or township in which the same may be located, or to any other person or corporation,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration:

Senate bill No. 176 (file No. 186), entitled

A bill to incorporate the "Deutscher Landwehr-Unterstützungs-Verein Regiment, Michigan."

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein and recommend its passage.

PETER DORAN, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Doran,

The Senate concurred in the amendments made to the second named bill and the same was placed on the order of third reading of bills.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 14, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following resolution:
Resolved, That the Senate be respectfully requested to return to the House, Senate bill No. 178, entitled "A bill to revise and amend the charter of the city of Ypsilanti.

Which has been adopted by the House.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

On motion of Mr. McCormick,

The committee on engrossment and enrollment was discharged from the further consideration of the bill.

On motion of Mr. Doran,

The request by the House was complied with, and the bill was ordered returned to the House.

By unanimous consent,

Mr. Morrow presented the following petition:

No. 253. By Mr. Morrow: Protest of employes of the Adrian Furniture Co., 105 in number, against the appropriation of any sum for the equipment of furniture shops at the House of Correction at Ionia.

Referred to committee on finance and appropriations.

On motion of Mr. Morrow,

The protest was ordered spread on the Journal, as follows:

Adrian, Mich., April 13, 1891.

Hon. J. H. Morrow, Lansing, Michigan:

SIR—Will you please lay before the committee considering the appropriation to equip a furniture factory in the Ionia Prison, our earnest protest against any such action.

We believe that we as employes would be the ones most to suffer. It would be unfair competition, and competition that would be demoralizing, and a final result would be reduction of wages, and in the end loss to the State.

We ask you to urge an adverse report on the measure, and are glad to know that you as our representative, are opposed to the bill.

Signed by 105 furniture factory employes.

On motion of Mr. Withington,

The Senate went into

EXECUTIVE SESSION,

The time being 3.55 o'clock P. M.

The Executive Session closed, the time being 4:05 o'clock P. M.

The President *pro tem* announced the following appointment by the President:

Lansing, April 14, 1891.

By authority given me by the Senate to appoint a select committee of five to whom to refer

Senate bill No. 154 (file No. 81), entitled

A bill making an appropriation for building an extension of shop, additional power, machinery, lumber, furnishings and general repairs at the State House of Correction and Reformatory at Ionia,

I hereby appoint as such committee Messrs. Beers, Boughner, Park, Withington and Fleshiem.

JOHN STRONG,
President of the Senate.

On motion of Mr. Bastone,
The Senate adjourned.

Lansing, Wednesday, April 15, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Doran and Smith.

On motion of Mr. Prindle,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Mr. Smith.

PRESENTATION OF PETITIONS.

No. 254. By Mr. Beers: Remonstrance of E. Gledden and 35 other residents of Berrien county, against the appropriation of \$40,000 for building a furniture factory at the reformatory at Ionia.

Referred to select committee on appropriation for reformatory at Ionia.

No. 255. By Mr. Mugford: Petition of L. A. Randall and 7 others asking the passage of the bill providing for State bounties to soldiers.

Referred to the committee on military affairs.

No. 256. By Mr. Wilkinson: Petition of Chas. J. Hess and 6 other residents of West Silver Lake, asking for the passage of the municipal suffrage bill.

Referred to select committee on elections.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers and citizens of the State of Michigan, believing that the constitution of the United States guarantees equal rights to its citizens, and that woman is a citizen and is taxed without representation, and that she shows herself competent to fill her place, do most respectfully petition your honorable body for the passage of the suffrage bill now pending in the same.

No. 257. By Mr. Wilkinson: Petition of Chas. J. Hess and 2 others, asking for uniform system of text books.

Referred to the committee on education and public schools.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the taxpayers of the State of Michigan, believing that a uniform system of text books is needed, and that it will advance the cause of education and be a great saving to the people financially, do most respectfully petition your honorable body for the passage of the bill now pending for that object.

No. 258. By Mr. Wilkinson: Petition of D. J. Yonker and 7 others, asking for the creation of the office of dairy and food commissioner.

Referred to the committee on public health.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable, the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers and producers in the State of Michigan, believing that the consumers desire pure food, do most respectfully petition your honorable body for the passage of House bill No. 720, which provides for the creation of the office of dairy and food commissioner. And your petitioners will ever pray.

No. 259. By Mr. Mugford: Protest of the employees of the Pentwater bedstead companies against the appropriation of \$40,000 for a furniture factory at the Reformatory at Ionia.

Referred to select committee on the appropriation for Reformatory at Ionia.

No. 260. By Mr. Wilcox: Petition of Alton Association P. of I. asking for the passage of the municipal suffrage bill.

Referred to select committee on elections.

On motion of Mr. Wilcox,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned, taxpayers and citizens of the State of Michigan, believing that the constitution of the United States guarantees equal rights to its citizens and that woman is a citizen and is taxed without representation and that she shows herself competent to fill her place, do most respectfully petition your honorable body for the passage of the suffrage bill now pending in the same.

No. 261. By Mr. Wilcox: Petition of same association asking the passage of the bill providing State bounties to soldiers.

- Referred to committee on military affairs.

On motion of Mr. Wilcox,

The petition was ordered spread on the Journal, as follows:

To the Senate and House of Representatives of the State of Michigan:

GREETING—We, the undersigned taxpayers of the State of Michigan, relying upon the pledges made to our fellow citizens that enlisted in the late war to defend our country, do most respectfully petition your honorable body for the passage of House bill No. 192, which authorizes the payment of State bounties to soldiers mustered from this State into the service of the United States during the years 1861, 1862, 1863, 1864 and 1865, and to provide for the issuing of bonds for the raising of money therefor. And your petitioners will ever pray.

No. 262. By Mr. Wilcox: Petition of same association, asking for the creation of a World's Fair commission.

Referred to committee on State affairs.

On motion of Mr. Wilcox,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers of the State of Michigan, believing that the proper exhibition of our farm products in all its various branches at the coming Columbian Exhibition, or World's Fair, will have a tendency to induce immigration to our State, thereby enhancing the value of farm property, open a more direct market for our surplus and prove an honor to our commonwealth, do most respectfully petition your honorable body for the passage of an act establishing a World's Fair Commission, with power to secure a site, procure designs, erect appropriate buildings and conduct the business of an agricultural exhibition in proportion to the magnitude of our extensive and varied industries, with suitable appropriations for the same. And your petitioners will ever pray.

No. 263. By Mr. Wilcox: Petition of same association, asking for a uniform system of school text books.

Referred to committee on education and public schools.

On motion of Mr. Wilcox,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, taxpayers of the State of Michigan, believing that a uniform system of text books is needed, and that it will advance the cause of education and be a great saving to the people financially do most respectfully petition your honorable body for the passage of the bill now pending for that object.

No. 264. By Mr. Sabin: Protest of Grobhiser & Crosby Furniture Co. against an appropriation of \$40,000 for building a furniture factory at the Reformatory at Ionia.

Referred to select committee on appropriation for Reformatory at Ionia.

No. 265. By Mr. Park: Protest of Eugene W. Manchester and 20 other residents of Detroit, against the passage of Senate bill No. 161, relative to foreign secret and fraternal life insurance companies.

Referred to committee on insurance.

On motion of Mr. Park,

The protest was ordered spread on the Journal, as follows:

To the Honorable the Senate of the State of Michigan :

The undersigned, citizens of the State of Michigan and residents of Detroit, Mich., respectfully protest against the passage of Senate bill No. 161, entitled "A bill to regulate certain foreign secret or fraternal life insurance associations or corporations," and for reasons therefor respectfully represent.

There are a large number of fraternal (not secret) associations existing in this State as branches of a parent association organized under the laws of some other state, designed for the moral and social improvement and advancement of their members, and as an incident of such organizations, create by assessments a beneficiary fund to be distributed among the families of deceased members.

Such fraternal associations are not organized for gain or profit and the obligations, rights and duties of members are regulated by rules and laws adopted by the membership through representatives elected and assembled for that purpose. Such rules and regulations are fully understood by members upon joining, and disobedience or disregard thereof, after fair trial and investigation in the manner provided in such rules and regulations, subjects members to discipline, suspension or dismissal.

The power to enforce such rules and regulations is absolutely necessary to preserve the harmonious life and carry out the benevolent purposes of such associations. The adoption of section 6 of said bill would deprive the association of the power of enforcing its laws which members consent to as a part of their contract and as a condition of their membership, thereby destroying their social and moral purposes and reducing them to the ordinary business of life insurance.

REPORTS OF STANDING COMMITTEES.

By the committee on Asylums for the Criminal Insane:

The committee on Asylums for the Criminal Insane, to whom was referred Senate bill No. 25, entitled

A bill making an appropriation for the erection of a detached building for male patients on the ground of the Michigan Asylum for Insane Criminals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill be referred to the committee on finance and appropriations and ask to be discharged from the further consideration of the subject.

A. B. BROWN. *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on Asylums for Criminal Insane:

The committee on Asylums for Criminal Insane, to whom was referred Senate bill No. 24 (file No. 72), entitled

A bill making an appropriation for the use of the Michigan Asylum for Insane Criminals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in,

Add the following to end of section 1, after the word "farm."

To repair loss on wagon house and feed house totally destroyed, and damage to hog pen partially destroyed	\$175 00
200 feet of fire hose	67 00
200 feet of garden hose	26 00
Two lawn mowers	15 00
One steel plow	18 00
One cultivator	7 00
One hose cart	30 00
Shovels, axe, block and tackle, rakes, etc., [esti- mated]	15 00
16 hogs	80 00
Two cisterns	100 00

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Brown,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee on finance and appropriations.

By the committee on counties and townships:

The committee on counties and townships to whom was referred

House bill No. 265 (file No. 158), entitled

A bill to authorize and empower the township of Springfield, in Kalkaska county, Michigan, to expend not to exceed \$8,000 raised by taxation within the limits of township 25 north, range 6 west, in said county, within that part of the organized township of Springfield known as township 25 north, of range 8 west,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

Senate bill No. 43, entitled

A bill to fix and determine the territory to compose school district No. 1 of the township of Ontonagon, in the county of Ontonagon, and to form and erect said school district out of such territory,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to incorporate the public schools of the township of Ontonagon, in the county of Ontonagon,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Stevens,

The Senate concurred in the substitute reported for the bill by the committee.

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill, as substituted, was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Toan
Benson	Garvelink	Park	Weiss
Beers	Gilbert	Porter	Wheeler
Boughner	Holcomb	Prindle	Wilcox
Brown	McCormick	Sabin	Wilkinson
Crocker	Miller	Sharp	Withington
Doran	Milnes	Stevens	Wisner
Fleishem	Morrow		
			30

NAYS.

0

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on State Prison:

The committee on State Prison, to whom was referred

House bill No. 195 (file No. 106), entitled

A bill relative to the Industrial Home for discharged prisoners and making appropriations therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in,

1. By striking out of the title of the bill the words "relative to the" also the words "and making appropriations therefor," and inserting in lieu thereof the words "making an appropriation for the benefit of the."

2. By striking out of line 5 of section 2 the words "the institution above named, or" and the word "other,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee on finance and appropriations.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 316 (file No. 138), entitled

A bill to provide for the pensioning of the widows and orphans of members of the metropolitan police force of the city of Detroit, killed or dying

from the effects of injuries received while in the performance of their duty, and also to provide for a pension for members of the metropolitan police force of the city of Detroit who are injured or totally or partially disabled from injuries received while in the performance of their duty, and to provide for a fund for and manner of payment of such pensions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Park,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Toan
Benson	Garvelink	Park	Weiss
Beers	Gilbert	Porter	Wheeler
Boughner	Holcomb	Prindle	Wilcox
Brown	McCormick	Sabin	Wilkinson
Crocker	Miller	Sharp	Withington
Doran	Milnes	Stevens	Wisner
Fleishiem			

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NAYS.

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Title agreed to.

On motion of Mr. Park,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 541 (file No. 271), entitled

A bill to provide for the election of electors of President and Vice President of the United States, and to repeal all other acts or parts of acts in conflict therewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Section 1, line 5, the words "by general ticket two" be stricken out, and the words "by the electors of the districts hereinafter defined one" be inserted in lieu thereof.

Section 1, line 6, after the word "States" the words "in each district" be inserted.

Section 1, line 6, the word "first" be stricken out and the words "eastern district" be inserted in lieu thereof.

Section 1, line 7, the word "second" be stricken out, and the words "western district" be inserted in lieu thereof.

Section 1, lines 8 and 9, the words "by general ticket" be stricken out, and the words "in like manner" be inserted in lieu thereof.

Section 1, line 10, the word "first" be stricken out, and the words "eastern district" be inserted in lieu thereof.

Section 1, line 11, the word "second" be stricken out, and the words "western district" be inserted in lieu thereof.

Section 1, line 12, after the words "at large" insert the following:

"For which purpose the first, second, sixth, seventh, eighth and tenth congressional districts shall compose one district to be known as the eastern electoral district, and the third, fourth, fifth, ninth, eleventh, and twelfth congressional districts shall compose the other district to be known as the "western electoral district."

Section 1, line 12, after the word "elected," the words "by the electors" be inserted.

Section 1, line 14, the words "who shall be known and designated on the ballot, respectively," be stricken out and the words "the ballots for which shall designate the number of the congressional district and the persons to be voted for therein" be inserted in lieu thereof.

Section 1, line 16, after the word "States" the word "respectively" be inserted.

Section 3, line 7, the word "first" be stricken out and the words "eastern district" be inserted in lieu thereof.

Section 3, line 8, the word "first" be stricken out and the words "eastern district" be inserted in lieu thereof.

Section 3, line 8, the word "second" be stricken out and the words "western district" be inserted in lieu thereof.

Section 3, line 9, the word "second" be stricken out and the words "western district" be inserted in lieu thereof.

Same line, after the word "alternate" the word "congressional" be inserted.

Section 3, line 10, after the words "of the" the word "congressional" be inserted.

Section 3, line 14, the word "person" be stricken out and the word "purpose" be inserted in lieu thereof.

Section 4, line 1, after the word "electors," the words "at large and said district electors" be stricken out.

Section 4, line 5, after the word "elector," the words "at large and alternate district electors" be stricken out.

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER. *Chairman.*

Report accepted.

A minority of the same committee made the following report:

To the President and Senate of the State of Michigan:

A minority of the committee on judiciary to whom was referred House bill No. 541, entitled

A bill to provide for the election of electors of President and Vice President of the United States, and to repeal all other acts and parts of acts in conflict herewith,

Would respectfully report said bill back to the Senate and recommend that it do not pass for many reasons, among which are the following:

1. The constitution of the United States provides that "each State shall appoint * * * a number of electors * * * to which the State may be entitled etc. * * *" thus clearly indicating that the electors

are to be appointed by the State, and not by a portion of, or district in the State.

2. That the constitution contemplates that a State is to be considered a unit in appointing the electors of President and Vice President is made more apparent by article 12 of the amendments. In providing for the election of President by the House of Representatives, this language is used: "But in choosing the President the vote shall be taken by states, the representatives from each state having one vote."

3. An election of the electors by districts disregards altogether the existence of the State.

4. It is a political scheme to thwart the will of the majority, and is a violation of the fundamental principles of our government.

5. The appointment of electors by the popular vote of the State is now universal throughout the entire Union; and this measure seeks to select out the State of Michigan, and to deprive her of her influence in the electoral college, and is revolutionary and pernicious.

6. The people of this State are opposed to the bill.

F. L. PRINDLE, *of Committee.*

The minority report was received and ordered spread on the Journal, and the committee was then discharged from the further consideration of the subject.

The question being on concurring in the amendments made to the bill by the committee.

Mr. Milnes moved that the subject matter of the bill be made the special order for tomorrow at 2:30 o'clock P. M..

Which motion did not prevail, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Brown	Mr. Prindle	Mr. Toan	Mr. Wilcox
Fleishiem	Sabin	Weiss	Wilkinson
Garvelink	Stevens	Wheeler	Withington
Milnes			

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NAYS.

Mr. Bastone	Mr. Doran	Mr. McCormick	Mr. Park
Benson	Fridlender	Miller	Porter
Beers	Gilbert	Morrow	Sharp
Boughner	Holcomb	Mugford	Wisner
Crocker			

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The question being on concurring in the amendments made to the bill by the committee,

Mr. Wisner moved that the Senate do concur therein;

Which motion prevailed, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. McCormick	Mr. Park
Benson	Fridlender	Miller	Porter
Beers	Gilbert	Morrow	Sharp
Boughner	Holcomb	Mugford	Wisner
Crocker			

17

NAYS.

Mr. Fleshiem
Garvelink
Milnes

Mr. Prindle
Sabin
Stevens

Mr. Toan
Weiss
Wheeler

Mr. Wilcox
Wilkinson
Withington

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The bill was then referred to the committee of the whole, and placed on the general order.

By the select committee on apportionment and redistricting:

The select committee on apportionment and redistricting to whom was referred

Senate bill No. 288 (file No. 181), entitled

A bill to divide the State of Michigan into twelve congressional districts, And also,

Senate bill No. 304 (file No. 182), entitled

A bill to divide the State of Michigan into twelve congressional districts.

Respectfully report that they have had the same under consideration and have directed me to report the two bills back to the Senate, with the accompanying substitute therefor, entitled

A bill to divide the State into twelve congressional districts,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

MARTIN CROCKER *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crocker,

The Senate concurred in the substitute reported for the two bills by the committee.

On motion of Mr. Crocker,

The bill as substituted was ordered printed and diagramed.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred

House bill No. 959 (file No. 172), entitled

A bill to amend section 10, of act No. 230, of the public acts of 1889, being an act to amend chapter 7, of act No. 243, of the public acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within the State," and acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the select committee on elections:

The select committee on elections, to whom was referred

Senate bill No. 172, entitled

A bill to regulate and improve the civil service of the State and to create a commission therefor,

Respectfully report that they have had the same under consideration.

and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. SHARP, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 632 (file No. 169), entitled

A bill to amend sections 1, 2 and 5 of act No. 152 of the public acts of 1883, being an act entitled "An act to provide for the taxation of persons, copartnerships, associations, car loaning companies, corporations and fast freight lines engaged in the business of running cars over any of the railroads of this State, and not being exclusively the property of any railroad company paying taxes on their gross receipts," approved June 5, 1883, being compiler's sections 1236a, 1236b, and 1236c of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER DORAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 1 (file No. 27), entitled

A bill to amend the general railroad law relative to consolidations, being sections 29 and 30 of article II of the act entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in the State," approved May 1, 1873, being chapter 91 of Howell's annotated statutes as the same is amended by Act No. 174 of the laws of 1873, approved June 7, 1873, the same being Howell's sections 3343, 3344 as amended,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER DORAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

Senate bill No. 130 (file No. 168), entitled

A bill to amend sections 2, 3 and 5, of an act entitled "An act to incorporate the public schools of the township of Hillman, county of Montmorency," being act No. 450, of the local acts of 1889,

Respectfully report that they have had the same under consideration,

"Section 15. When the township district hereby incorporated shall be divided into two or more townships, the existing board of trustees shall continue to act for all the townships until the same have been organized and township boards of trustees duly elected and qualified therein. Immediately after such organization, the township boards of each of the townships shall meet in joint session and direct an appraisal of all the school property of the former township to be made. When such an appraisal has been made, said township boards shall make an equitable division of the existing assets and liabilities of the school district of such former township, basing their apportionment upon the amount of taxable property in the township divided, as shown by the last assessment roll of such former township. When a township district shall be altered in its limits by annexing a portion of its territory to another township or townships, the township boards of each of the townships shall, immediately after such alteration, meet in joint session and make an equitable division of the assets and liabilities of the school district of the township from which the territory has been detached, basing their division upon the amount of taxable property, as the same shall appear upon the last assessment roll of such township: *Provided*, That whenever any surveyed township in the present organized township of Ossineke is set apart and organized as a separate township, the schools in such new township shall be governed by and conducted in accordance with the general laws of the State relative to public intructions and primary schools,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bastone,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Holcomb,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Stevens
Beers	Garvelink	Mugford	Toan
Boughner	Gilbert	Park	Weiss
Brown	Holcomb	Prindle	Wheeler
Crocker	McCormick	Sabin	Wilcox
Doran	Miller	Sharp	Wilkinson
Fleishiem	Milnes	Smith	Wisner

28

NAYS.

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Title agreed to.

On motion of Mr. Bastone,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect,

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 39 (file No. 114), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 28th judicial circuit, State of Michigan.

CHAS. B. BOUGHNER, *Chairman.*

Report accepted.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 340 (file No. 111), entitled

A bill to prevent the taking, catching or destruction of fish in Donnell's lake and Diamond lake in Penn township, Mud lake in Calvin township, and Indian lake, Dewey lake, Cable lake, Magician lake, and Crooked lake in Silver Creek township, all in the county of Cass; and Crooked lake and Round lake in the township of Keeler, in Van Buren county; and Brush lake in the townships of Berrien and Pipestone, and Long lake in Berrien township, Berrien county; and Lee lake in Newton township, in the county of Calhoun, and to repeal act No. 134 of the public acts of 1889, approved June 7, 1889, relative to destruction of fish in certain lakes in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER E. PARK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 363 (file No. 221), entitled

A bill to prevent the killing of deer in the counties of Allegan and Van Buren for a period of three years,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER E. PARK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garvelink,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Milnes	Mr. Smith
Benson	Fridlander	Morrow	Stevens
Beers	Garvelink	Mugford	Toan
Boughner	Gilbert	Park	Wheeler

Mr. Brown	Mr. Holcomb	Mr. Prindle	Mr. Wilcox	
Crocker	McCormick	Sabin	Wilkinson	
Doran	Miller	Sharp	Wisner	28

NAYS.

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Title agreed to.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 155 (file No. 147), entitled

A bill to amend section 5, of act No. 289, of the local acts of 1885, entitled "An act to incorporate the village of Ontonagon, county of Ontonagon, and State of Michigan," approved March 20, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Morrow	Mr. Stevens	
Benson	Fridlender	Mugford	Toan	
Beers	Garvelink	Park	Weiss	
Bougher	Holcomb	Prindle	Wheeler	
Brown	McCormick	Sabin	Wilcox	
Crocker	Miller	Sharp	Wilkinson	
Doran	Milnes	Smith	Wisner	28

NAYS.

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Title agreed to.

On motion of Mr. Stevens,

By a vote of two-third of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

The following protests were presented:

No. 268. By Mr. Doran: Protest of Grand Rapids board of trade against an appropriation for building a furniture factory at the Reformatory at Ionia.

Referred to select committee on appropriation for Reformatory at Ionia.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

Resolutions adopted by the Grand Rapids board of trade:

Resolved, 1. That we heartily assent to the proposition that convicts should be employed at manual labor.

2. That it should be, so far as possible, of such a nature as not to compete with free labor in any of the important industries of our State.

3. That at certain seasons of the year convict labor can be properly employed under suitable regulations upon the public highways.

4. That the prime object of the confinement of convicts is the securing of public safety and the reformation of the criminal, and in order to secure this end such employment should be given to the convicts as will best fit them to become honest and self supporting.

5. That machine labor such as contemplated is of such a narrow and limited kind as to be of little or no value in the direction named, would do but little toward rendering the ex-convict self supporting.

6. That a certain amount of education is essential for the proper treatment of convicts.

7. That as a money making scheme the proposition pending impresses us as at least a very questionable investment.

And be it further resolved, That our Senators and Representatives in the State Legislature be requested to vote and use their best efforts against the appropriation of \$40,000 asked for to extend the furniture establishment at the State House of Correction at Ionia, and against the appropriation of any sum or sums of money that may be used for the purpose of manufacturing any article in the State Prison that may compete with the workmen and manufactures in our State.

The above is a true and correct copy of resolutions passed by the Board of Directors of the Grand Rapids Board of Trade, at its regular meeting held April 13, 1891.

H. D. C. VAN ASMUS, *Secretary.*

No. 269. By Mr. Miller: Protest of W. R. Clark and 200 other residents of Grand Ledge, same subject.

Same reference.

No. 270. By Mr. Milnes: Protest of Grand Rapids board of trade, same subject.

Same reference.

No. 271. By Mr. McCormick: Protest of same body, same subject.

Same reference.

No. 272. By Mr. Mugford: Protest of same body, same subject.

Same reference.

No. 273. By Mr. Prindle: Protest of same body, same subject.

Same reference.

No. 274. By Mr. Crocker: Protest of same body, same subject.

Same reference.

No. 275. By Mr. Toan: Protest of same body, same subject.

Same reference.

No. 276. By Mr. Wisner: Protest of same body, same subject.

Same reference.

No. 277. By Mr. Beers: Protest of same body, same subject.

Same reference.

No. 278. By Mr. Wilcox: Protest of same body, same subject.

Same reference.

No. 279. By Mr. Stevens: Protest of same body, same subject.

Same reference.

No. 280. By Mr. Sharp: Protest of same body, same subject.

Same reference.

No. 281. By Mr. Fleshem: Protest of same body, same subject.

Same reference.

No. 282. By Mr. Wheeler: Protest of same body, same subject.

Same reference.

No. 283. By Mr. Weiss: Protest of same body, same subject.

Same reference.

No. 284. By Mr. Park: Protest of same body, same subject.

Same reference.

No. 285. By Mr. Holcomb: Protest of same body, same subject.

Same reference.

No. 286. By Mr. Fridlender: Protest of same body, same subject.

Same reference.

No. 287. By Mr. Benson: Protest of same body, same subject.

Same reference.

No. 288. By Mr. Bastone: Protest of same body, same subject.

Same reference.

No. 289. By Mr. Gilbert: Protest of same body, same subject.

Same reference.

By unanimous consent,

Mr. Park was granted leave to withdraw from the select committee on appropriation for the House of Correction at Ionia.

The President thereupon appointed Mr. Fridlender as member of said select committee to fill vacancy.

By unanimous consent,

Mr. Gilbert offered the following resolution:

WHEREAS, The business of farming in the State of Michigan is greatly depressed; and

WHEREAS, Complaint is made that the commercial savings banks of the State favor the investment of their funds in commercial paper and municipal bonds and refuse to make loans on farm property; therefore

Resolved, That the Commissioner on Banks and Banking report to the Senate what amount of farm mortgages are held by the banks of the State and the rate of interest thereon, and what amount of mortgages on business property is held by said banks and the rate of interest thereon, and such commission is hereby requested to advise the Senate of such changes in the banking laws of the State as may be perfectly safe to the investors and afford relief to the farmers.

The question being on the adoption of the resolution,

The resolution was adopted.

On motion of Mr. Wisner,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred House bill No. 773, entitled

A bill to amend an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by the acts amendatory thereof, by adding two new sections thereto,

Respectfully report that they have had the same under consideration, and ask that the same be printed for the use of the committee.

J. S. BEERS, *Chairman*.

The report was accepted and the bill was ordered printed.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 772, entitled

A bill to amend sections 1, 8, 13 and 20 of an act entitled "An act to establish a board of police and fire commissioners in the city of Grand Rapids and prescribe their powers and duties," approved May 24, 1881,

Respectfully report that they have had the same under consideration, and ask that the same be printed for the use of the committee.

J. S. BEERS, *Chairman*.

The report was accepted, and the bill was ordered printed.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Wilkinson,

The select committee on taxation was excused from attendance for the remainder of the afternoon.

On motion of Mr. Milnes,

House bill No. 541 (file No. 271), entitled

A bill to provide for the election of electors of President and Vice President of the United States and to repeal all other acts and parts of acts in conflict therewith,

Was made the special order, to be considered by the committee of the whole, on Wednesday next at 2 o'clock P. M.

On motion of Mr. Wisner,

Senate bill No. 1 (file No. 27), entitled

A bill to amend the general railroad law relative to consolidations, being sections 29 and 30 of article II of the act entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in the State," approved May 1, 1873, being chapter 91 of Howell's annotated statutes as the same is amended by Act No. 174 of the laws of 1873, approved June 7, 1873, the same being Howell's sections 3343, 3344 as amended,

Was made the special order, to be considered by the committee of the whole, on Tuesday next at 2 o'clock P. M.

On motion of Mr. Benson,

Senate bill No. 317, entitled

A bill making appropriations for the Reform School for the years 1891 and 1892,

Was taken from the table.

On motion of Mr. Benson,

The bill was referred to the committee on Reform School.

On motion of Mr. Prindle,

Senate bill No. 163, entitled

A bill to provide for the erection and maintenance of shutes and fish ladders in dams across all streams in this State,

Was taken from the table.

On motion of Mr. Prindle,

The bill was referred to the committee on fisheries.

THIRD READING OF BILLS.

Senate bill No. 177 (file No. 174), entitled

A bill for the better protection of dealers in monuments, gravestones, enclosures and other structures in cemeteries in the State of Michigan.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Boughner	Mr. Garvelink	Mr. Porter	Mr. Wheeler
Brown	McCormick	Smith	Wilcox
Crocker	Milnes	Toan	Withington
Doran	Park	Weiss	Wisner
Fridlender			

17

NAYS.

Mr. Bastone	Mr. Gilbert	Mr. Mugford	Mr. Stevens
Benson	Holcomb	Sabin	Wilkinson
Fleishiem	Miller	Sharp	

11

Title agreed to.

Senate bill No. 68 (file No. 71), entitled

A bill to amend sections 2 and 3 of act No. 39 of the session laws of 1885, entitled "An act to regulate the employment of children, young persons and women in certain cases," being compiler's sections 1997b¹ and 1997b², Howell's annotated statutes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleishiem	Mr. Park	Mr. Toan
Benson	Garvelink	Porter	Weiss
Beers	McCormick	Prindle	Wheeler
Boughner	Miller	Sabin	Wilcox
Brown	Milnes	Sharp	Wilkinson
Crocker	Morrow	Smith	Withington
Doran	Mugford	Stevens	Wisner

28

NAYS.

0

Title agreed to.

Senate bill No. 99 (file No. 38), entitled

A bill to provide that the Grand Subordinate Castle and the Commanderies of the Knights of the Golden Eagle of the State of Michigan, may be incorporated,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Toan
Benson	Garvelink	Park	Wheeler
Beers	Gilbert	Porter	Wilcox
Boughner	McCormick	Sabin	Wilkinson
Crocker	Miller	Sharp	Withington
Doran	Milnes	Smith	Wisner
Fleishem	Morrow	Stevens	
			27

NAYS.

Mr. Prindle	1
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The question being on agreeing to the title of the bill,

Mr. Park moved to amend the title so as to read as follows:

A bill to provide that the Grand and Subordinate Castles and the Commanderies of the Knights of the Golden Eagle of the State of Michigan may be incorporated,

Which motion to amend prevailed and the title as so amended was then agreed to.

Senate bill No. 107 (file No. 48), entitled

A bill to amend an act entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots with the necessary connecting tracks and the management of the same," approved June 9, 1881, by adding a new section thereto relative to the closing of streets and alleys by companies organized under said act,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Weiss
Benson	Garvelink	Porter	Wheeler
Beers	Gilbert	Prindle	Wilcox
Boughner	McCormick	Sabin	Wilkinson
Brown	Miller	Smith	Withington
Doran	Milnes	Stevens	Wisner
Fleishem	Mugford	Toan	
			27

NAYS.

0

Title agreed to.

On motion of Mr. Park,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

House bill No. 91 (file No. 139), entitled

A bill to amend section 27 of act 244, of the public acts of 1881, entitled, "An act to authorize the incorporation of companies for the construction of union railroad stations and depots with the necessary connecting tracks and the management of the same," the same being section 3484 of Howell's annotated statutes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Toan	
Benson	Garvelink	Park	Weiss	
Boughner	Gilbert	Porter	Wilcox	
Brown	McCormick	Prindle	Wilkinson	
Doran	Miller	Sabin	Withington	
Fleishiem	Milnes	Stevens	Wisner	24

NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 265 (file No. 158), entitled

A bill to authorize and empower the township of Springfield, in Kalkaska county, Michigan, to expend not to exceed \$8,000, raised by taxation within the limits of township 25 north, range 6 west, in said county, within that part of the organized township of Springfield known as township 25 north, of range 8 west,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Porter	Mr. Weiss	
Benson	Gilbert	Prindle	Wheeler	
Brown	Holcomb	Sabin	Wilcox	
Crocker	McCormick	Smith	Wilkinson	
Doran	Miller	Stevens	Withington	
Fleishiem	Mugford	Toan	Wisner	
Fridlender	Park			26

NAYS.

0

Title agreed to.

On motion of Mr. Holcomb,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 782 (file No. 260), entitled

A bill to authorize the village of Vassar, county of Tuscola, to purchase, construct, and maintain an electrical light plant or system for lighting purposes and the production of electricity for public and private uses; and to issue bonds not to exceed ten thousand dollars to expend in purchasing, erecting and maintaining the same.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Porter	Mr. Toan	
Benson	Holcomb	Prindle	Weiss	
Boughner	McCormick	Sabin	Wheeler	
Fleishiem	Mugford	Smith	Withington	
Fridlender	Park	Stevens	Wisner	
Garvelink				21

NAYS.

Mr. Miller	Mr. Milnes	Mr. Wilcox	3
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Title agreed to.

On motion of Mr. Bastone,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 959 (file No. 172), entitled

A bill to amend section 10, of act No. 230, of the public acts of 1889, being an act to amend chapter 7, of act No. 243, of the public acts of the year 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highway, and private roads, and the building, repairing and preservation of bridges within the State," and acts amendatory thereof,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Garvelink	Mr. Park	Mr. Toan
Beers	Holcomb	Porter	Weiss
Boughner	McCormick	Prindle	Wilcox
Brown	Miller	Sabin	Withington
Fleshiem	Milnes	Smith	Wisner
Fridlender	Mugford	Stevens	23

NAYS.

0

Title agreed to.

On motion of Mr. Withington,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 755 (file No. 231), entitled

A bill to incorporate the public schools of the township of Ossineke, Alpena county,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Park	Mr. Stevens
Boughner	Holcomb	Porter	Toan
Brown	McCormick	Prindle	Wilcox
Crocker	Miller	Sabin	Withington
Fleshiem	Milnes	Smith	Wisner
Garvelink	Mugford		22

NAYS.

0

Title agreed to.

On motion of Mr. Fleshiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

On motion of Mr. Wisner,
By a vote of two-thirds of all the Senators elect,
House bill No. 549, entitled

A bill to authorize the cities and townships of this State to acquire by purchase or condemnation all the rights of toll or plank road companies in the streets or highways of such city or township, and to authorize such toll or plank road companies to sell the whole or any portion of its road or franchise to any city or township in which the same may be located, or to any other person or corporation,

Was ordered to take immediate effect.

By unanimous consent,

The committee on judiciary made the following report:

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 295 (file No. 123), entitled

A bill to facilitate proceedings in courts of justice in this State relative to misjoinder of parties, plaintiff or defendant,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Section 1, line 3, strike out the words "plaintiff or."

Section 1, line 5, after the word "due" insert the words "and against such defendants as may" in lieu thereof.

Section 1, line 5, strike out the word "of" and insert the words "be shown to be liable" in lieu thereof.

Section 1, line 6, strike out all but the word "defendant."

Section 1, line 7, insert before the word "shown" the word "be."

Section 1, line 7, after the word "shall" strike out the words "strike out the."

Section 1, line 8, strike out all but the words "rendered judgment."

Section 1, line 10, strike out the word "them," and insert the words "such defendants" in lieu thereof.

Section 1, line 11, after the word "persons," insert the word "defendants."

Section 1, line 12, strike out the word "law," and insert the word "tort" in lieu thereof.

Section 1, line 12, strike out the words "plaintiff or."

Section 1, line 13, strike out the word "as," and insert the word "at" in lieu thereof.

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By unanimous consent:

The committee on education and public schools made the following report:

By the committee on education and public schools:

The committee on education and public schools, to whom was referred House bill No. 504 (file No. 229), entitled

A bill to incorporate the public schools of the village of Bancroft,
Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

By striking out of line 11 of section 1 the words "such ages" and inserting in lieu thereof the words "the ages of five-and-twenty years."

Also,

By inserting in line 1 of section 7, after the word power, the words "as provided by law,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bastone,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 16, 1891. }

To the President of the Senate:

Sir—I am instructed by the House to transmit the following resolution:

Resolved, That a respectful message be sent to the Senate asking the return of House bill No. 773, entitled

A bill to amend section 3 of an act, entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873,

Which has been adopted by the House.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

On motion of Mr. Milnes,

The resolution was laid on the table.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 155 (file No. 82), entitled

A bill to amend section 3 of act No. 82 of the session laws of 1873 entitled "An act to provide for the incorporation of mutual fire insurance companies and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," as amended by act No. 66 of the public acts of 1877, being section 4249 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amend-

ment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

FRANK SMITH, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Fleshiem to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 530 (file No. 219), entitled

A bill to enable the Marquette county agricultural society to sell and convey a portion of its real estate for the purpose of improving its grounds.

Also,

Senate bill No. 46, entitled

A bill providing for the erection of cottages at the Eastern Michigan Asylum at Pontiac, for the purchase of additional land for said asylum, and making provision by taxation for the payment of the same.

Also,

Senate bill No. 73, entitled

A bill giving the assent of the Legislature of the State of Michigan to the grant of moneys from the United States by act of Congress, approved August 30, 1890, being an act to apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts, established under the provisions of an act of Congress approved July 2, 1862.

Also,

Senate bill No. 295 (file No. 123), entitled

A bill to facilitate proceedings in courts of justice in this State relative to misjoinder of parties, plaintiff or defendant.

Also,

House bill No. 340 (file No. 111), entitled

A bill to prevent the taking, catching or destruction of fish in Donnell's lake and Diamond lake in Penn township, Mud lake in Calvin township and Indian lake, Dewey lake, Cable lake, Magician lake and Crooked lake in Silver Creek township, all in the county of Cass; and Crooked lake and Round lake in the township of Keeler in Van Buren county; and Brush lake in the townships of Berrien and Pipestone, and Long lake in Berrien township, Berrien county, and Lee lake in Newton township in the county of Calhoun, and to repeal act No. 134 of the public acts of 1889, approved June 7, 1889, relative to destruction of fish in certain lakes in this State.

Also,

House bill No. 504 (file No. 229), entitled

A bill to incorporate the public schools of the village of Bancroft,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

II.

The committee of the whole have also had under consideration Senate bill No. 155 (file No. 82), entitled

A bill to amend section 3 of act No. 82 of the session laws of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," as amended by act No. 66 of the public acts of 1877, being section 4249 of Howell's annotated statutes,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

III.

The committee of the whole have also had under consideration Senate bill No. 172, entitled

A bill to regulate and improve the civil service of the State and to create a commission therefor,

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be ordered printed for the use of the committee of the whole.

JOSEPH FLESHIEM, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Fleshier,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Fleshier,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was ordered printed for the use of the committee of the whole.

On motion of Mr. Doran,

The committee on railroads was excused for the remainder of the afternoon.

On motion of Mr. Smith,

The rules were suspended two-thirds of all the Senators present voting therefor, and the committee of the whole was discharged from the further consideration of

Senate bill No. 272 (file No. 98), entitled

A bill to define the tenure of the incumbent of the office of clerk of the recorder's court of the city of Detroit.

On motion of Mr. Smith,

The bill was referred to the committee on judiciary.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, April 16, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 39 (file No. 114), being

An act providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 28th judicial circuit, State of Michigan.

EDWIN B. WINANS, *Governor.*

The message was received.

By unanimous consent,

The committee on claims and public accounts made the following report:

By the committee on claims and public accounts:

The committee on claims and public accounts, to whom was referred

House joint resolution No. 16 (file No. 7), entitled

A joint resolution authorizing the Board of State Auditors to audit and pay the claim of Patrick Mulcrone, of the city of St. Ignace, for meals furnished to Company B, 4th Regiment, and Company H, 3d Regiment Michigan State Troops, while encamped on Mackinac Island, at the annual State encampment in the year 1888,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

J. E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By unanimous consent,

The committee on judiciary made the following report:

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 284 (file No. 121), entitled

A bill to provide for appropriations of money to pay the salary of the Attorney General, clerks and certain expenses in such department and to provide the manner and condition of payment, and to repeal all acts and parts of acts contravening the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

By striking out all of section 1 after the words "Attorney General" on line 5, and inserting in lieu thereof the words "such sum as designated in the constitution of the State to be paid *pro rata* monthly; for salaries of clerks a sum not exceeding twenty-five hundred dollars to be paid *pro rata* monthly; any sum not used to be disposed of at the end of the year as provided in section 3 of this act; for necessary expenses of the Attorney General, and to pay extra help and expenses if any are necessary, \$3,000."

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent

The Senate resumed the order of

THIRD READING OF BILLS.

House bill No. 530 (file No. 219), entitled

A bill to enable the Marquette county agricultural society to sell and convey a portion of its real estate for the purpose of improving its grounds.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Milnes	Mr. Sabin	
Benson	Garvelink	Mugford	Smith	
Boughner	Gilbert	Park	Wilcox	
Brown	Holcomb	Porter	Withington	
Fleishiem	Miller	Prindle	Wisner	20

NAYS.

0

Title agreed to

On motion of Mr. Fleishiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 73, entitled

A bill giving the assent of the Legislature of the State of Michigan to the grant of moneys from the United States by act of Congress, approved August 30, 1890, being an act to apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts, established under the provisions of an act of Congress approved July 2, 1862,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Milnes	Mr. Sabin	
Benson	Garvelink	Mugford	Smith	
Boughner	Gilbert	Park	Wilcox	
Brown	Holcomb	Porter	Withington	
Crocker	Miller	Prindle	Wisner	
Fleishiem				21

NAYS.

0

Title agreed to.

Senate bill No. 46, entitled

A bill providing for the erection of cottages at the Eastern Michigan

Asylum at Pontiac, for the purchase of additional land for said asylum, and making provisions by taxation for the payment of the same,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Milnes	Mr. Sabin
Benson	Fridlender	Mugford	Smith
Boughner	Garvelink	Park	Wilcox
Brown	Gilbert	Porter	Withington
Crocker	Holcomb	Prindle	Wisner
Doran	Miller		

22

NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 295 (file No. 123), entitled

A bill to facilitate proceedings in courts of justice in this State relative to misjoinder of parties, plaintiff or defendant,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Sabin
Benson	Garvelink	Park	Smith
Boughner	Gilbert	Porter	Wilcox
Crocker	Holcomb	Prindle	Wisner
Fleshier			

17

NAYS.

0

Title agreed to.

House bill No. 340 (file No. 111), entitled

A bill to prevent the taking, catching or destruction of fish in Donnell's lake and Diamond lake in Penn township, Mud lake in Calvin township and Indian lake, Dewey lake, Cable lake, Magician lake and Crooked lake in Silver Creek township, all in the county of Cass; and Crooked lake and Round lake in the township of Keeler in Van Buren county; and Brush lake in the townships of Berrien and Pipestone, and Long lake in Berrien township, Berrien county, and Lee lake in Newton township in the county of Calhoun, and to repeal act No. 134 of the public acts of 1889, approved June 7, 1889, relative to destruction of fish in certain lakes in this State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Milnes	Mr. Smith
Benson	Fridlender	Mugford	Wilcox
Boughner	Garvelink	Park	Withington
Brown	Gilbert	Porter	Wisner
Crocker	Miller	Prindle	

19

NAYS.

0

Title agreed to.

On motion of Mr. Garvelink,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 504 (file No. 229), entitled

A bill to incorporate the public schools of the village of Bancroft,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Smith	
Benson	Garvelink	Park	Stevens	
Boughner	Gilbert	Porter	Wilcox	
Brown	Holcomb	Prindle	Withington	
Crocker	Miller	Sabin	Wisner	
Fleishem	Milnes			22

NAYS.

0

Title agreed to.

On motion of Mr. Garvelink,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 155 (file No. 82), entitled

A bill to amend section 3 of act No. 82 of the session laws of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871," as amended by act No. 66 of the public acts of 1877, being section 4249 of Howell's annotated statutes,

Was read a third time and pending the taking of a vote upon its passage,

On motion of Mr. Smith,

The bill was laid on the table.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 16, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following resolution:

Resolved, That the resolution requesting the Senate to return House bill No. 773, be and the same is hereby rescinded, and that the Senate be informed of the adoption of this resolution.

Which has been adopted by the House.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The message was laid on the table.

On motion of Mr. Prindle,

The Senate adjourned.

Lansing, Friday, April 17, 1891.

The Senate met and was called to order by the President.
 Religious exercises by Rev. S. P. Peaker.
 Roll called: a quorum present.
 Absent without leave: Messrs. Holcomb, Prindle, Weiss and Wheeler.
 On motion of Mr. Fleshien,
 Mr. Wheeler was excused from attendance until this afternoon.
 On motion of Mr. Milnes,
 Mr. Weiss was excused from attendance until this afternoon.
 On motion of Mr. Gilbert,
 Mr. Holcomb was excused from attendance until this afternoon.
 On motion of Mr. Wilkinson,
 Mr. Prindle was excused from attendance until this afternoon.
 On motion of Mr. Sharp,
 The members of the select committee on taxation were excused from attendance until this afternoon.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:
 The committee on cities and villages, to whom was referred
 House bill No. 342 (file No. 188), entitled
 A bill to incorporate the village of Muskegon Heights, in the county of Muskegon,
 Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.
 On motion of Mr. Porter,
 The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.
 The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshien	Mr. Mugford	Mr. Stevens	
Benson	Garvelink	Park	Toan	
Beers	Gilbert	Porter	Wilcox	
Boughner	McCormick	Sabin	Wilkinson	
Brown	Miller	Sharp	Withington	
Crocker	Milnes	Smith	Wisner	
Doran	Morrow			26

NAYS.

0

Title agreed to.
 On motion of Mr. Porter,
 By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 522; entitled

A bill to amend article 2, section 12 of act No. 368, of the session laws of 1869, entitled "An act to amend an act entitled 'an act to amend an act entitled an act to incorporate the village of Tecumseh,'" being act No. 84 of the session laws of the year 1859, approved February 9, 1859,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Morrow,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Stevens	
Benson	Gilbert	Park	Toan	
Beers	McCormick	Porter	Wilcox	
Boughner	Miller	Sabin	Wilkinson	
Brown	Milnes	Sharp	Withington	
Crocker	Morrow	Smith	Wisner	
Fleishem				25

NAYS.

0

Title agreed to.

On motion of Mr. Morrow,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 355 (file No. 241), entitled

A bill to amend sections 4, 109, 115 and 215, of the acts of the Legislature of A. D. 1859, entitled "An act to incorporate the city of Owosso," approved February 15, 1859, and all subsequent amendments of such sections,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wilcox,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Gilbert	Mr. Park	Mr. Toan	
Beers	McCormick	Porter	Wilcox	
Boughner	Miller	Sabin	Wilkinson	
Brown	Milnes	Smith	Withington	
Fleishem	Morrow	Stevens	Wisner	
Garvelink	Mugford			22

NAYS.

0

Title agreed to.

On motion of Mr. Wilcox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 691, entitled

A bill to incorporate the city of Norway, in Menominee county,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fleishem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Garvelink	Mr. Mugford	Mr. Stevens	
Beers	Gilbert	Park	Toan	
Boughner	McCormick	Porter	Wilcox	
Brown	Miller	Sabin	Wilkinson	
Doran	Milnes	Sharp	Withington	
Fleishem	Morrow	Smith	Wisner	24

NAYS.

0

Title agreed to.

On motion of Mr. Fleishem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 126 (file No. 217), entitled

A bill to amend section 4 of act No. 457 of the local acts of 1889, entitled "An act to incorporate school district No. 3 in the township of Croton, county of Newaygo,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 16, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 608, entitled

A bill to amend sections 1 and 4 of act No. 277 of the local acts of the State of Michigan of the year 1885, entitled "An act to incorporate the village of Manistique," approved March 17, 1885,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 16, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Substitute for Senate bill No. 95, entitled

A bill to amend section 6 of act No. 273 of the public acts of 1889, entitled "An act to provide for selecting and drawing jurors for the circuit court of the county of Saginaw," being section 7630j of Howell's annotated statutes.

In the passage of which substitute the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the substitute made by the House for the bill,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Garvelink	Mr. Mugford	Mr. Stevens
Boughner	Gilbert	Park	Toan
Brown	McCormick	Porter	Wilcox
Crocker	Miller	Sabin	Wilkinson
Doran	Milnes	Sharp	Withington
Fleishem	Morrow	Smith	Wisner
Fridlender			

NAYS.

The question then being on the passage of the bill as substituted,
The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Garvelink	Mr. Mugford	Mr. Stevens
Boughner	Gilbert	Park	Toan
Brown	McCormick	Porter	Wilcox
Crocker	Miller	Sabin	Wilkinson
Doran	Milnes	Sharp	Withington
Fleishiem	Morrow	Smith	Wisner
Fridlender			

25

NAYS.

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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment.

By unanimous consent,

The committee on judiciary made the following reports:

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 126 (file No. 63), entitled

A bill to repeal act No. 270 of the session laws of 1848, being an act approved April 3, 1848, and entitled "An act to incorporate the Detroit and Mt. Clemens plank road company,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide for the purchase or condemnation of the franchises of plank or toll road companies by electric or street railway companies,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the substitute reported for the bill by the committee.

The bill as substituted was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 537 (file No. 297), entitled

A bill to amend sections 2 and 5, of act No. 127 of the public acts of 1879, as amended by act No. 49 of the public acts of 1881, being compiler's sections 1538 and 1541 of Howell's annotated statutes, as amended by act No. 20 of the public acts of 1883, relative to the inspection of illuminating oils,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without

amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

THIRD READING OF BILLS.

House bill No. 632 (file No. 169), entitled

A bill to amend sections 1, 2, and 5 of act No. 152 of the public acts of 1883, being an act entitled "An act to provide for the taxation of persons, co-partnerships, associations, car loaning companies, corporations and fast freight lines engaged in the business of running cars over any of the railroads of this State, and not being exclusively the property of any railroad company paying taxes on their gross receipts," approved June 5, 1883, being compiler's sections 1236a, 1236b, and 1236c of Howell's annotated statutes of Michigan,

Was read a third time and pending the taking of a vote upon its passage,

On motion of Mr. Doran,

The bill was laid on the table.

On motion of Mr. Wisner,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Benson and Crocker.

On motion of Mr. Mugford,

The members of the committee on public lands were excused from attendance for the afternoon.

On motion of Mr. Withington,

Leave of absence was granted to himself until Thursday next.

PRESENTATION OF PETITIONS.

No. 290. By Mr. Beers: Protest of Musicians' union, and 23 other unions of Grand Rapids against the appropriation of \$40,000 for the building of a furniture factory at the Reformatory at Ionia.

Referred to the select committee on appropriation for Reformatory at Ionia.

On motion of Mr. Beers,

The protest was ordered spread on the Journal, as follows:

Grand Rapids, Mich., April 16, 1891.

To the Senate of the State of Michigan:

GENTLEMEN—At a special meeting of the Central Labor Union of Grand

Rapids, Mich., held in C. L. U. hall on April 16, 1891, it was resolved to protest most vigorously against the appropriation of \$40,000 for the manufacture of furniture in the House of Correction at Ionia, believing that the competition of prison labor with the free labor of the State is injurious, and a great injustice to the interest of employer and employes alike.

The following unions are represented in the above body:

Musicians' Union,
Stone Cutters' Union,
Bricklayers-Masons' Union,
Carvers' Union,
Band Sawyers' Union,
Painters' Union,
Butchers' Union,
Retail Grocery Clerks' Union,
No. 19,
Retail Salesmen's Union,
No. 18,
German Cabinet-makers' Union,
Horseshoers' Union,
Knights of Labor Union,

Holland Furniture Workers' Union,
Barbers' Union,
Wood Turners' Union,
Shaper Hands' Union,
Carpenters' Union,
Holland Carpenters' Union,
Furniture Workers' Protective Union,
Cigar Makers' Union,
Beer Brewers' Union,
Bakers' Union,
Iron Molders' Union,
Typographical Union,
LOUIS DUSTIN, *President*.
M. C. DUFFEY, *Rec. Sec'y*.

By unanimous consent,

Mr. Miller offered the following resolution:

WHEREAS, Several articles have been taken from the desks of Senators and from committee rooms; and

WHEREAS, An investigation is deemed advisable; therefore

Resolved, That the President of the Senate be and is hereby authorized to appoint three members of the Senate to make a full and thorough investigation of the matter.

The question being on the adoption of the resolution,

The resolution was adopted.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred
Senate bill No. 66 (file No. 69), entitled

A bill to amend section 40, of chapter 84, of the revised statutes of 1846, as amended by an act entitled "An act to amend section 39 of chapter 170, of the compiled laws of 1871 being compiler's section 4772, relative to evidence in divorce cases," approved June 6, 1883, and being section 6260 of Howell's compilation of 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 166 (file No. 107), entitled

A bill to amend section 7 of chapter 275 of Howell's annotated statutes, being compiler's section 7992, as compiled by Andrew Howell,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 167 (file No. 105), entitled

A bill to amend section 26 of chapter 249 of Howell's annotated statutes, being compiler's section 6838,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 165 (file No. 104), entitled

A bill to amend act No. 35, of the session laws of 1887, entitled "An act to provide for the formation of street railway companies," approved March 6, 1887, being chapter 95 of Howell's annotated statutes, by adding a section thereto, to stand as section 33,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 524 (file No. 15), entitled

A bill to provide for the protection of cemeteries and private burial grounds, and providing a penalty for willful and malicious trespass therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 343 (file No. 255), entitled

A bill to define and punish the crime of larceny in certain cases, and to regulate the practice thereunder,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The bill was laid on the table.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 198 (file No. 66), entitled

A bill to amend the act entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873, by adding thereto a new section to stand as section 3 of article 1, of said act,

Respectfully report they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER DORAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 186 (file No. 83), entitled

A bill to regulate the management of sleeping cars or coaches on all railroads in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

1. By striking out of line 6 of section 1 the word "section," and inserting in lieu thereof the word "act."

2. By striking out lines 1, 2 and 3 of section 2,

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PETER DORAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 3 (file No. 28), entitled

A bill to amend an act entitled, "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management and to fix the duties and liabilities of all railroad and other corporations owning and operating any railroad in this State," approved May 1, 1873, as subsequently amended by adding three new sections relative to consolidated roads to stand as sections 49, 50 and 51 of article II of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER DORAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The bill was made the special order, to be considered by the committee of the whole, on Tuesday next at 2 o'clock P. M.

By the committee on fisheries:

The committee on fisheries, to whom was referred

Senate bill No. 135, entitled

A bill to provide for the protection of certain fur bearing animals in the State of Michigan, and to prohibit the catching, trapping and killing of the same during certain seasons, and to provide a penalty for the violation of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

PETER E. PARK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 185 (file No. 230), entitled

A bill to incorporate the public schools of the township of Rust, in the county of Montmorency,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

On motion of Mr. Fleshiem,

Leave of absence was granted to himself for the remainder of the afternoon.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 252 (file No 226), entitled

A bill to incorporate the public schools of the township of Wheatfield, Montmorency county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

By inserting in line 10 of section 8, after the word "therein" the words: "Provided their acts are not in conflict with any general law relative to text books,"

Also by adding a new section to stand as section 15 and to read as follows:

"Section 15. When any township district shall be divided into two or more townships, the existing board of trustees shall continue to act for all the townships until the same have been organized and township boards of trustees duly elected and qualified therein. Immediately after such organization, the township boards of each of the townships shall meet in joint session and direct an appraisal of all the school property of the former township to be made. When such an appraisal has been made, said township boards shall make an equitable division of the existing assets and liabilities of the school district of such former township, basing their apportionment upon the amount of taxable property in the township divided, as shown by the last assessment roll of such former township. When a township district shall be altered in its limits by annexing a portion of its territory to another township or townships, the township boards of each of the townships shall, immediately after such alteration, meet in joint session and make an equitable division of the assets and liabilities of the school district of the township from which the territory has been detached, basing their division upon the amount of taxable property, as the same shall appear upon the last assessment roll of such township: *Provided*, That whenever any surveyed township in the present organized township of Wheatfield is set apart and organized as a separate township, the schools in such new township shall be governed by and conducted in accordance with the general laws of the State relative to public instruction and primary schools,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bastone,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lausing, April 17, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 134 (file No. 314), entitled

A bill to apportion anew the Representatives among the several counties and districts of this State,

Which has passed the House, by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on apportionment.

GENERAL ORDER.

On motion of Mr. Fridlender,

The Senate went into the committee of the whole on the general order, whereupon,

The President called Mr. Morrow to the chair.

After some time spent therein the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 284 (file No. 121), entitled

A bill to provide for appropriation of money to pay the salary of the Attorney General, clerks and certain expenses in such department, and to provide the manner and condition of payment, and to repeal all acts and parts of acts contravening the provisions of this act.

Also,

House joint resolution No. 16 (file No. 7), entitled

Joint resolution authorizing the Board of State Auditors to audit and pay the claim of Patrick Mulcrone, of the city of St. Ignace, for meat furnished to Company B, Fourth Regiment and Company H, Third Regiment Michigan State Troops, while encamped on Mackinac Island at the annual State encampment in the year 1888.

Also,

House bill No. 126 (file No. 217), entitled

A bill to amend section 4 of act No. 457 of the local acts of 1889, entitled "An act to incorporate school district No. 3, in the township of Croton, county of Newaygo,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration

House bill No. 537 (file No. 297), entitled

A bill to amend sections two and five of act No. 127 of the public acts of 1879, as amended by act No. 49 of the public acts of 1881, being compiler's sections 1538 and 1541 of Howell's annotated statutes, as amended by act No. 20 of the public acts of 1883, relative to the inspection of illuminating oils.

Also,

Senate bill No. 79 (file No. 33), entitled

A bill to establish free employment offices in the cities of Detroit,

Grand Rapids, Saginaw, Kalamazoo Manistee, Sault Ste. Marie, Ishpeming and Ironwood,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

J. H. MORROW, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Withington,

The Senate concurred in the amendments made to the second named bills and the same were placed on the order of third reading of bills.

By unanimous consent,

The committee on roads and bridges made the the following report:

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred

Senate bill No. 116 (file No. 55), entitled

A bill to provide for the laying out of a State road in Arenac county, Michigan, to be known as the Standish and Maple Ridge State road.

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide for the laying out of three State roads in Arenac county, the first one to be known as the Standish and Maple Ridge State road, the second to be known as the Sterling and Shearer State road, and the third to be known as the Air Line and Maple Ridge State road.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

GEO. F. PORTER, *Chairman pro tem.*

Report accepted and committee discharged.

On motion of Mr. Porter,

The Senate concurred in the substitute reported for the bill by the committee.

The bill as substituted was then referred to the committee of the whole and placed on the general order.

By unanimous consent,

Mr. Fleshiem offered the following resolution:

Resolved, That when the Senate adjourns, such adjournment shall be until Monday next at 9:15 o'clock P. M.

The question being on the adoption of the resolution,

The resolution was adopted, Mr. McCormick calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Smith
Benson	Garvelink	Mugford	Wilcox
Beers	Gilbert	Park	Wilkinson
Doran	Miller	Prindle	Withington
Fleshiem	Milnes	Sabin	Wisner 20

NAYS.

Mr. Boughner	Mr. McCormick	Mr. Porter	Mr. Sharp 4
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On motion of Mr. Milnes,
The Senate resumed the order of

THIRD READING OF BILLS.

Senate bill No. 284 (file No. 121), entitled

A bill to provide for appropriation of money to pay the salary of the Attorney General, clerks and certain expenses in such department, and to provide the manner and condition of payment, and to repeal all acts and parts of acts contravening the provisions of this act,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:.

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Miller	Mr. Sharp	
Beers	Fridlender	Mugford	Smith	
Boughner	Garvelink	Park	Withington	
Brown	Gilbert	Porter	Wisner	
Doran	McCormick	Prindle		19

NAYS.

Mr. Milnes	Mr. Sabin	Mr. Wilcox	3
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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Boughner,

Leave of absence was granted to himself for the remainder of the day.

House joint resolution No. 16 (file No 7), entitled

Joint resolution authorizing the board of State auditors to audit and pay the claim of Patrick Mulcrone, of the city of St. Ignace, for meat furnished to Company B, fourth regiment, and Company H, third regiment, Michigan State troops, while encamped on Mackinac Island at the annual State encampment in the year 1888,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Sharp	
Benson	Gilbert	Park	Smith	
Brown	McCormick	Porter	Wilkinson	
Doran	Miller	Prindle	Withington	
Fleshier	Milnes	Sabin	Wisner	
Fridlender	Morrow			22

NAYS.

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Title and preamble agreed to.

On motion of Mr. Sharp,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By unanimous consent,

The committee on finance and appropriations made the following report:

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred House bill No. 154 (file No. 43), entitled

A bill making appropriations for the Michigan School for the Deaf, for the years 1891 and 1892,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

1. By striking out of lines 1 and 2 of section 1, the words "fifty-seven thousand," and inserting in lieu thereof the words "fifty-six thousand four hundred."

2. By striking out of line 3 of section 1, the words "fifty-seven thousand," and inserting in lieu thereof the words "fifty-six thousand four hundred."

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

PETER GILBERT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gilbert,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

On motion of Mr. Park,

The Senate adjourned.

Lansing, Monday, April 20, 1891.

The Senate met and was called to order by the President at 9:15 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Beers, Brown, Holcomb, McCormick and Toan.

On motion of Mr. Porter,

All the absentees were excused until tomorrow.

The President made the following announcement and remarks, relative to the death of Congressman Melbourne H. Ford, of the fifth congressional district:

GENTLEMEN OF THE SENATE—Michigan today has lost one of her foremost sons, one of her most beloved citizens. The sad news of the death of Congressman Melbourne H. Ford has already reached you, and already expressions heard on every side, show how keen is the loss; how severe the blow to each of us.

I am impelled to speak both because of the love we who knew him bore for him as a private citizen and because of the admiration and universal regard which his public character commanded. A native of this State, he

rose, in the short period which his life compassed, to high station, winning success without sacrificing honor, emphasizing with every advancement his strength, honesty and purity of character.

But six years ago this capitol knew him as one of the ablest and most conscientious members of the House of Representatives of that year, a model for us in the discharge of legislative duties. His promotion to the national halls of legislation, but gave new vent for his ability, his patriotism, his integrity. His death is a loss to the State, a personal loss to his own community, and individual loss to each of us.

Gentlemen, what is your pleasure?

By unanimous consent,

Mr. Wisner offered the following resolution:

WHEREAS, The Senate has heard with profound sorrow the announcement of the death of Melbourne H. Ford, who departed this life at his home in the city of Grand Rapids, this 20th day of April, 1891; therefore

Resolved, That this Senate deploras his decease as a great public loss, not only to the people of this State whom he served so faithfully and well in the halls of Congress, but, also as a national calamity by creating a vacancy in the Michigan Congressional delegation so recently and acceptably filled by the people of this State.

Resolved, That in his death the people have lost an able, earnest and eloquent advocate of their rights and liberties, and the fifth congressional district especially, a true, firm and consistent friend, and champion of her important interests.

Resolved, That these resolutions be spread upon the Senate Journal, and a copy engrossed and sent to the widow and family of the deceased Congressman, with the assurance that this body profoundly sympathizes with them in their great bereavement.

Resolved, further, As a mark of respect to our deceased friend, that this Senate do now adjourn.

Pending the adoption of the resolution,

Mr. Wisner made the following remarks appropriate to the death and eulogistic of the ability and public services of the deceased:

The angel of death, who, in the beautiful language of the ancient poet, "Knocks with equal pace at the cottage of the peasant and the palace of the king," has again grasped in his icy palm one whom we all loved and revered. That which was but yesterday the shrine of unalloyed affection is now but pallid and deserted dust, from which the light of life is forever fled. Scarcely had the spirit left the tenement of clay and been wafted through the gates ajar when the telegraph flashed through every city and hamlet of this great State the astounding news that Melbourne H. Ford was dead.

Speaking for myself who have known him for twenty-five years, I must attest the pleasure and pride I have taken in his steady and constant advancement, in the renewed evidences he gave of genuine statesmanship, of the unswerving devotion he paid to the obligations of trust reposed in him.

When in 1864 he offered his services to his country, enlisting in the navy, I knew him well. When he was appointed a cadet in the Naval Academy by him whose portrait adorns yonder wall, Michigan's sturdy War-Governor, he already showed the germs of latent future greatness. Incapacitated for naval duty by physical deficiency, he devoted himself to

the study of law with that zeal and determination, which have since distinguished him.

His activity demanded the wider scope afforded by political action. I knew him in 1885 when he was a member of the other branch of the Legislature. I saw in him the making of a statesman. Had he lived I believe he would have become one of the most eminent statesmen in the land. In his work at the other end of the capitol, conscientious, faithful, untiring, he performed his legislative duties with such high regard for the people's interest, that a higher reward came to him. Sent to Washington, he became a national figure. One of his speeches held the attention of the whole country.

A few days ago, it hardly seems two weeks, I saw him in this hall, robust, manly, the picture of health. How little we thought he would be tonight among the people he loved so well and whose interests he guarded so sacredly, a dead statesman! I feel that political honor and statesmanship are hardly worth the working for. We meet here, as they do in Washington, for a little while, are sharply criticised for every movement. In a few days the statesman lies with the humblest of his constituents. The moist eyes of thousands of his people attest the true worth of Melbourne H. Ford better than any words I can say.

Pending the adoption of the resolution,

Mr. Doran followed Mr. Wisner in remarks appropriate to the announcement of Mr. Ford's death and in eulogy of his memory and public services, as follows:

In arising to second the resolutions in regard to the death of Melbourne H. Ford, words cannot express the sorrow I feel at his untimely loss.

Shortly after reaching Grand Rapids in 1876, I made the acquaintance of Mr. Ford, and have known him ever since intimately and well. He was a hard worker, a faithful friend, and a person who discharged every obligation with the greatest faithfulness. He represented his district in the Legislature of this State and performed his work so satisfactorily to the people of his district that he was called to legislate for them in the halls of Congress, and was subsequently re-elected to serve the present term. He was comparatively a young man, 41 years of age.

In 1864 he enlisted in the U. S. navy and remained until the close of the war, when, in 1865, he was ordered on board the United States ship Colorado for a three years' cruise in European waters. He was afterward appointed a cadet and subsequently promoted to a midshipman, but had to leave the service on account of an affection of the eyes. He afterwards studied law, and was admitted to the bar. In 1873 he married and has three children.

I had heard nothing of his sickness, being out of the city. The first news that I heard was a rumor of his death, while on my way from Manistee. I had hoped that there was no foundation to it but, alas, learned when I reached Saginaw that it was only too true. My district loses in him an able, conscientious and honest representative, and the State at large an able legislator, whose like it will be long ere we see again.

The laboring men and industrial classes lose in him a firm friend and advocate; his family a faithful, affectionate husband and father, and mankind a fearless advocate of all that might tend to elevate and better their condition.

I hope that these resolutions will be unanimously adopted and that the

Senate will adjourn and attend his funeral in a body as a mark of respect to his memory.

The question being on the adoption of the resolution,

The resolution was unanimously adopted.

The Senate thereupon adjourned.

Lansing, Tuesday, April 21, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Holcomb and Toan.

On motion of Mr. Fridlender,

The absentees were excused until this afternoon.

PRESENTATION OF PETITIONS.

No. 291. By Mr. Doran: Protest of Holland Furniture Worker's Union of Grand Rapids against the appropriation of \$40,000 for building a furniture factory at the Reformatory at Ionia.

Referred to select committee on appropriation for Reformatory at Ionia.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

GRAND RAPIDS
HOLLAND FURNITURE WORKERS' UNION, No. 1, }
Grand Rapids, Mich., April 16, 1891.

To the Members of the Legislature of Michigan:

GENTLEMEN—We, the Holland Furniture Workers' Union No. 1, of Grand Rapids, at our regular meeting held in Central Labor Union hall April 15, 1891, do vigorously protest against the manufacturing of furniture at the Ionia House of Correction, believing the prison labor in competition with free labor is doing us a great injustice, and that it will in time seriously cripple our means of support.

JOHN SCHOTERMAN, JR., *Cor. Sec'y*,
JACOB BAS, *Pres't*.

No. 292. By Mr. Doran: Protest of Rev. J. C. Pulcher and 8 other residents of Grand Rapids against the passage of the bill relative to foreign, secret and fraternal life insurance companies.

Referred to committee on religious and benevolent societies.

On motion of Mr. Doran,

The protest was ordered spread on the Journal, as follows:

To the Honorable the Senate of the State of Michigan:

The undersigned citizens of the State of Michigan, and residents of Grand Rapids, Michigan, respectfully protest against the passage of

Senate bill No. 161, entitled "A bill to regulate certain foreign secret and fraternal life insurance associations or corporations," and for reasons therefor respectfully represent.

There are a large number of fraternal (not secret) associations existing in this State as branches of a parent association organized under the laws of some other State, designed for the moral and social improvement and advancement of their members, and as an incident of such organizations, create by assessments a beneficiary fund to be distributed among the families of deceased members. Such fraternal associations are not organized for gain or profit and the obligations, rights and duties of members are regulated by rules and laws adopted by the membership through representatives elected and assembled for that purpose. Such rules and regulations are fully understood by members joining, and disobedience or disregard thereof, after fair trial and investigation in the manner provided in such rules and regulations, subjects members to discipline, suspension or dismissal. The power to enforce such rules and regulations is absolutely necessary to preserve the harmonious life and carry out the benevolent purposes of such associations. The adoption of section six of said bill would deprive the association of the power of enforcing its laws which members consent to as a part of their contract and as a condition of their membership thereby destroying their social and moral purposes and reducing them to the ordinary business of life insurance.

No. 293. By Mr. Doran: Similar protest of James E. McBride and 34 other residents of Grand Rapids; same subject.

Same reference.

No. 294. By Mr. Mugford: Petition of O. E. Huston and 45 other residents of Clay Banks, Michigan, asking the repeal of the law creating township boards of review.

Referred to select committee on taxation.

No. 295. By Mr. Mugford: Petition of S. E. Huston and 25 others, asking the passage of the bill to authorize the State to publish the text books for public schools.

Referred to the committee on education and public schools.

No. 296. By Mr. Wisner: Protest of the Central Labor Union of East Saginaw, against the appropriation of \$40,000 to build a furniture factory at the Reformatory at Ionia.

Referred to select committee on appropriations for Reformatory at Ionia.

No. 297. By Mr. Miller: Protest of Willis J. Michael and 240 other residents of Barry county, same subject.

Same reference.

No. 298. By Mr. Miller: Protest of Thos. S. Brice and 228 other residents of Barry county, same subject.

Same reference.

No. 299. By Mr. Miller: Protest of A. E. Dickerman and 154 other residents of Barry county, same subject.

Same reference.

No. 300. By Mr. Miller: Protest of A. Wolley and 122 other residents of Barry county, same subject.

Same reference.

No. 301. By Mr. Smith: Protest of James Pinsky and 130 others, against the passage of the bill relative to foreign, secret and fraternal societies.

Referred to committee on religious and benevolent societies.

No. 302. By Mr. Park: Petition of M. W. McGuill and 249 others, asking for the passage of the bill regulating the hours of employment of laborers on street surface railways.

Referred to the committee on judiciary.

No. 303. By Mr. Park: Petition of John L. Bryden and 254 others, same subject.

Same reference.

No. 304. By Mr. Park: Petition of John C. Bradshaw and 1,500 others, same subject.

Same reference.

No. 305. By Mr. Park: Petition of Henry A. Weber and 300 others, same subject.

Same reference.

No. 306. By Mr. Sabin: Protest of F. W. Wait and 260 other furniture workers of Sturgis, against the appropriation of \$40,000 for a furniture factory at the Reformatory at Ionia.

Referred to select committee on appropriation for Reformatory at Ionia.

No. 307. By Mr. Garvelink: Protest of J. W. Perkins and 21 other residents of Otsego, Allegan county, same subject.

Same reference.

No. 308. By Mr. Porter: Protest of Zeeland Furniture Manufacturing Company, same subject.

Same reference.

No. 309. By Mr. Porter: Protests of Grand Haven Furniture Company, same subject.

Same reference.

No. 310. By Mr. Boughner: Petition of M. E. Richardson and 73 others, asking for the passage of Senate bill No. 289, relative to incorporations of railroads.

Referred to committee on railroads.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 17, 1891.

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 32 (file No. 296), entitled

A bill to amend sections 26 and 29 of an act entitled "An act to amend sections 26 and 29 of act No. 147 of the session laws of 1877, entitled 'An act to revise and amend sections 6, 11, 13, 19 and 21 of an act entitled 'An act to provide for a municipal court in the city of Grand Rapids, to be called the superior court of Grand Rapids,'" being act No. 49 of the session laws of 1875, approved March 24, 1875, as amended by act No. 100 of the session laws of 1879, entitled "An act to amend sections 26, 28 and 29 of act No. 147, of the session laws of 1877, entitled 'An act to revise and amend sections 6, 11, 13, 19 and 21 of an act entitled 'An act to provide for a municipal court in the city of Grand Rapids to be called the superior court of Grand Rapids,'" being act No. 49 of the session laws of 1875, approved March 24, 1875, and to add six new sections to the act to stand as sections 24, 25, 26, 27, 28 and 29, approved May 23, 1879,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

THIRD READING OF BILLS.

Senate bill No. 312 (file No. 137), entitled

A bill to amend section seven thousand three hundred eighty-eight of the compiled laws of eighteen hundred seventy-one, being section eight thousand nine hundred sixty-five of Howell's annotated statutes, relative to costs in certain cases,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Morrow	Mr. Smith	
Beers,	Fridlender	Mugford	Stevens	
Boughner	Gilbert	Park	Wheeler	
Crocker	Miller	Porter	Wisner	
Doran	Milnes	Sharp		19

NAYS.

Mr. Benson	Mr. Garvelink	Mr. Sabin	Mr. Wilkinson	
Brown	Prindle	Wilcox		7

Title agreed to.

House joint resolution No. 3, entitled

Joint resolution requesting the Senate and House of Representatives of the United States to propose and submit to the Legislatures of the several States an amendments to the Constitution of the United States, providing for the election of President and Vice President of the United States by direct vote of the people, and for the election of United States Senators on a general ticket by the people of each State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Morrow	Mr. Sabin	
Benson	Fridlender	Mugford	Sharp	
Beers	Gilbert	Park	Smith	
Boughner	McCormick	Porter	Wilcox	
Brown	Miller	Prindle	Wisner	
Crocker	Milnes			22

NAYS.

Mr. Fleshier	Mr. Stevens	Mr. Weiss	Mr. Wilkinson	
Garvelink				5

Title and preamble agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

House bill No. 126 (file No. 217), entitled

A bill to amend section four of act No. 457 of the local acts of 1889, entitled "An act to incorporate school district No. 3, in the township of Croton, county of Newaygo."

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Stevens
Benson	Garvelink	Park	Weiss
Beers	Gilbert	Porter	Wheeler
Boughner	McCormick	Sabin	Wilcox
Brown	Miller	Sharp	Wilkinson
Crocker	Milnes	Smith	Wisner
Doran	Morrow		
			26

NAYS.

Mr. Prindle 1

Title agreed to.

By unanimous consent,

Mr. Park offered the following resolution:

Resolved, That the House of Representatives be respectfully requested to return to the Senate

Senate bill No. 107 (file No. 48), entitled

A bill to amend an act entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots with the necessary connecting tracks and the management of the same," approved June 9, 1881, by adding a new section thereto relative to the closing of streets and alleys by companies organized under said act.

The question being on the adoption of the resolution,

The resolution was adopted.

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Gilbert to the chair.

After some time spent therein the committee rose and through their chairman made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 259 (file No. 82), entitled

A bill to repeal section 16 and to amend sections 5, 7, 17, and 21 of act No. 95 of the laws of 1887, approved May 6, 1887, entitled "An act in relation to jurors in courts of record in the county of Wayne and to revise the laws relative thereto,"

Have made sundry amendments thereto, and have directed their chair-

man to report the same back to the Senate, asking concurrence therein and recommend its passage.

II.

The committee of the whole have also had under consideration:

Senate bill No. 186 (file No. 83), entitled

A bill to regulate the management of sleeping cars or coaches on all railroads in this State,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be made the special order for Friday next at 2 o'clock P. M.

III.

The committee of the whole have also had under consideration,

Senate bill No. 321 (file No. 166), entitled

A bill to amend section 1 of an act entitled, "An act to provide for the establishment of a board of health for the city of Detroit," approved May 26, 1881.

Also,

House bill No. 198 (file No. 66), entitled

A bill to amend the act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873, by adding thereto a new section to stand as section 3 of article 1 of said act,

Have directed their chairman to report progress and ask leave to sit again.

PETER GILBERT, *Chairman.*

Report accepted.

On motion of Mr. Gilbert,

The Senate concurred in the amendments made to the first named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Doran,

The Senate concurred in the recommendation of the committee regarding the second named bill, and the same was made the special order for Friday next at 2 o'clock P. M.

On motion of Mr. Gilbert,

The Senate granted leave for a further consideration of the third named bills by the committee of the whole.

By unanimous consent,

Mr. Doran offered the following concurrent resolution:

Resolved by the Senate (the House of Representatives concurring) That a committee of five members of the Senate be appointed by the President of the Senate to act with a like committee of five members of the House of Representatives, to be appointed by the Speaker of the House to attend the funeral of the late Hon. Melbourne H. Ford at Grand Rapids, Wednesday April 22.

The question being on the adoption of the concurrent resolution.

The resolution was adopted.

By unanimous consent,

The following petitions were presented:

No. 311. By Mr. Morrow: Remonstrance of Joseph Michaels and 50

others against the passage of Senate bill No. 331, being a bill to regulate foreign secret and fraternal societies.

Referred to committee on religious and benevolent societies.

No. 312. By Mr. Morrow: Remonstrance of A. O. Abbott and 30 others; same subject

Same reference.

No. 313. By Mr. Wilcox: Protest of J. E. Shattuck and 253 others, against the appropriation of \$40,000 for building a furniture factory at the Reformatory at Ionia.

Referred to select committee on appropriation for Reformatory at Ionia.

No. 314. Mr. McCormick: Protest of officers and employes of Ann Arbor Furniture Factory; same subject.

Same reference.

No. 315. By Mr. Wisner: Protest of the Strenglein Manufacturing Company of East Saginaw, and 35 employes; same subject.

Same reference.

No. 316. By Mr. Beers: Protest of Pellett Table Manufacturing Company of Flint; same subject.

Same reference.

No. 317. By Mr. ———: Protest of The Hunt Chair Company of Detroit; same subject.

Same reference

No. 318. By Mr. Park: Protest of the Council of Trades and Labor Unions of Detroit; same subject.

Same reference.

No. 319. By Mr. Sabin: Protest of T. W. Wait and 268 other residents of Sturgis; same subject.

Same reference.

No. 320. By Mr. Wilcox: Protest of L. E. Woodward and 577 other residents of Owosso; same subject.

Same reference.

No. 321. By Mr. Wheeler: Remonstrance of S. W. Fowler, against the restoration of capital punishment.

Referred to committee on judiciary.

On motion of Mr. Wheeler,

The remonstrance was ordered spread on the Journal, as follows:

Manistee, Mich., April 12, 1891.

To the Honorable the Senate and House of Representatives of the State of Michigan:

The undersigned most sincerely protests against the restoration of capital punishment for the following, among other reasons:

It is a relic of barbarism unworthy of the civilization of the age.

It is an example of brutality the brutal are inclined to emulate, and when the law holds human life cheap, the sacred right to life is in more danger of being violated.

Most of the time since Michigan became a State there has been no blood shed by authority of law, and murder has been less frequent than in many states where capital punishment prevails. And now after so many years it would be a blot upon our fair fame to return to the murder (under the forms of law) of criminals. You, in your collective capacity as a Legislature, have no more right to take life than an individual. True, you have the power, so has an individual; and should the act become law, you who

voted for it may stand by and see the life choked out of a fellow mortal and say, "I did it." And each will be individually responsible for all of the killing done in pursuance of the law.

It is not Christ-like. If Christ's teachings are authority, they certainly do away with the old idea of "an eye for an eye" and "a tooth for a tooth;" and even the old law as expounded by Moses, which allowed a relative to avenge a brother had its very broad humanitarian side in the establishment of cities of refuge where the murderer could flee and be safe. I think six such cities were first established.

Is hanging to deter others from incurring like penalty from example? Let us see, some time since I read that the irons of a gibbet had been found in excavating in Windsor, and that it had been used about one hundred years ago. Now, if we are to execute people for an example to prevent crime, is not the gibbet the better way? An ordinary hanging occupies about 20 minutes; an execution by the gibbet lasts for days and weeks, in which the poor wretch is left elevated between the heavens and the earth to freeze, starve and die in sight of the public, and in the most horrid deliberation and torture. For an example, the gibbet is many times more efficient than the gallows.

But we want to cut off all hope and punish the murderer. Is punishment then the main object of Christian civilization? Then serve them as our fathers did witches and Quakers. Bore out their eyes, cut out their tongues, burn them over a slow fire, tear out their hearts, or, Indian-like, fill them with pine splinters and burn them, just enough not to kill. This is punishment. There are many things in this world worse than death, and one is confinement for life. They hang in most southern States, and yet at times and not unfrequently do we read that scores of men defy the law, murder the officers, and they do not seem to be terrorized by the fear of hanging. So that if hanging is to terrorize the people and prevent murder, it certainly falls far short of accomplishing its purpose.

Then who shall decide what crimes shall be punished with death? Under Moses picking up sticks on the Sabbath was sufficient. In Calvin's time it was death over a slow fire (to Servitus, at least) to refuse to believe in infant damnation. Under Cotton Mather, in New England, it was death to be charged with being a witch, and banishment under the pains and penalties of death to be a Quaker. And it will be remembered that Cotton Mather sent out a ship to capture "Ye ungodly William Penn," with instructions to sell him at Bermuda "for rum and tobacco, and thereby get great gain to the Lord."

Crimes are said to be divided into "malum in se," a crime in itself, or "malum prohibitum," that which is made a crime by legislation. Now, in Michigan, there are several acts punished by imprisonment for life that are made so by laws of the State, and that would not be punishable as crime if committed just outside of the State. Shall crimes "malum prohibitum" be punished with death or who shall decide? If the State is known by its laws, how shall we bear the test in future ages when cut-throats and pick-pockets will not flourish under the gallows? It seems to me that it must be a morbid appetite that craves blood or hanging under any circumstances. We read of the Russian treatment of their prisoners, as related by Capt. John Thomas, as follows:

"He describes the brutal scene which he witnessed on Laghalion Island, a famous Russian exile prison, a large party of exiles of all ages, heavily manacled, were being taken to the island. A few old men, whose strength

gave out, fell from exhaustion; the brutal driver acting under orders from his superior, shot the unfortunate men and removed their chains. No mercy or discrimination was shown; wives saw their husbands killed before their eyes, mothers saw their daughters outraged and insulted. The exiles were driven like cattle, a heavy whip being used to urge them on. The prison cells were filthy and the treatment barbarous."

If the right to kill involves the right to inflict all the lesser grades of punishment why do we criticise the Russians for their barbarism? Is shooting worse than hanging, or rather are not all such punishments degrading alike to those who give and to those who receive?

Laws should seek safety for the community, not punishment or revenge. When it becomes dangerous to allow a man to run at large, confine him; not for his punishment but for the public safety, without malice, without revenge and without blood. The professed christian who can pray God to harden the heart of the hangman that he may take the life of his helpless prisoner with neatness and dispatch, can hardly be called a follower of the "meek and lowly," who would not allow Peter to cut off an ear of those who came to capture and to kill. When God said, "Thou shalt not kill" he made no exception in favor of the hangman; and how can He look with more favor upon a murder committed by all the people than upon one committed by one man? The one man may be driven to violence by the killing of a wife or child, while the people at large can have no such excuse.

Brutal legislation leads to brutality in men, while merciful laws cultivate a consideration for others, for humanity and brotherly love.

Very respectfully,

S. W. FOWLER.

On motion of Mr. Milnes,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Crocker, Holcomb and Toan.

On motion of Mr. Gilbert,

The absentees were excused until tomorrow.

By unanimous consent,

Mr. Doran offered the following resolution:

WHEREAS, Congressman Melbourne H. Ford has departed this life and his funeral will be held at his home, in the city of Grand Rapids, on Wednesday, the 22d day of April next at 2 o'clock, P. M., and

WHEREAS, The Senate deploras his untimely decease and, appreciating the many noble acts that he has done in its behalf, both as a Legislator and as a member of Congress; therefore

Resolved, That as a mark of respect to him and as a slight token of our appreciation of said services, that the Senate attend the funeral in a body, and that a committee of five be appointed by the President to make all necessary arrangements for the same.

The question being on the adoption of the resolution,

The resolution was adopted.

The President announced the following appointments of select committees:

Lansing, April 21, 1891.

By authority granted me by the Senate to appoint a committee of five members of the Senate to make arrangements for the presence of the Senate at the funeral of the late Hon. Melbourne H. Ford, to be held at Grand Rapids April 22, 1891, I hereby appoint as such committee Messrs. Doran, Mugford, Beers, Wheeler and Fleshiem.

By authority granted me by the Senate to appoint a select committee of three to investigate the matter of property having been taken from the desks of Senators and from Senate committee rooms, I hereby appoint as such committee Messrs. Miller, Morrow and Sabin.

JOHN STRONG,

President of the Senate.

By unanimous consent,

Mr. Bastone offered the following resolution:

Resolved, That a respectful message be sent to the House of Representatives, asking the return of

House bill No. 504 (file No. 229), entitled

A bill to incorporate the public schools of the village of Bancroft.

The question being on the adoption of the resolution,

The resolution was adopted.

By unanimous consent,

The committee on judiciary made the following report:

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 121 (file No. 59), entitled

A bill to secure safety in the use of local and portable steam boilers and engines, and competency in those that manage the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to secure safety in the use of steam boilers and engines, and competency in those that manage the same,

Submitting the same without recommendation, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gilbert,

The bill and substitute were laid on the table.

SPECIAL ORDER OF THE DAY.

The special order of the day being the consideration, by the committee of the whole, of

Senate bill No. 1 (file No. 27), entitled

A bill to amend the general railroad law relative to consolidations, being sections 29 and 30 of article II of the act entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities

of all railroads and other corporations owning or operating any railroad in this State," approved May 1, 1873, being chapter 91 of Howell's annotated statutes as the same is amended by Act No. 174 of the laws of 1873, approved June 7, 1873, the same being Howell's sections 3343, 3344 as amended.

And also of

Senate bill No. 3 (file No. 28), entitled

A bill to amend an act entitled "An act to revise the laws providing for incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning and operating any railroad in this State," approved May 1, 1873, as subsequently amended, by adding three new sections relative to consolidated roads to stand as sections 49, 50 and 51 of article 2 of said act,

And the president having announced that the time for the consideration by the committee of the whole of the two bills above named had arrived,

On motion of Mr. Milnes,

The Senate went into committee of the whole on the

GENERAL ORDER

Whereupon

The President called Mr. Smith to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 1 (file No. 27), entitled

A bill to amend the general railroad law, relative to consolidations, being sections 29 and 30 of article 2 of an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," approved May 1, 1873, being chapter 91 of Howell's annotated statutes, as the same is amended by act number 174 of the laws of 1873, approved June 7, 1873, the same being Howell's sections 3343, 3344 as amended.

Also,

Senate bill No. 3 (file No. 28), entitled

A bill to amend an act entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning and operating any railroad in this State," approved May 1, 1873, as subsequently amended, by adding three new sections relative to consolidated roads to stand as sections 49, 50 and 51 of article 2 of said act.

Have made no amendments thereto and have directed their chairman to report the same back to the Senate and recommend their passage.

FRANK SMITH, *Chairman.*

Report accepted.

The above named bills were placed on the order of third reading of bills.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 21, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, Information has been received of the sudden death to day at his home in Grand Rapids of Hon. Melbourne H. Ford, member of Congress from the fifth district of Michigan; and

WHEREAS, In view of his unselfish and devoted services to the State and nation it is proper that the Legislature should take appropriate action, as deploring the loss of one of the most active, energetic, capable, wise and distinguished of the citizens of Michigan; therefore

Resolved (the Senate concurring), That while we bow in humble submission to the will of the Most High, who doeth all things well, we are filled with sorrow at the untimely death of Hon. Melbourne H. Ford, at the beginning of his public career, a career which promised years of usefulness and honor. As a member of the House of Representatives in 1885-6, Mr. Ford exhibited an unflagging diligence in the discharge of his official duties, and a surpassing talent for the just solution of those intricate question of public policy which perpetually challenge the attention of the thoughtful legislator. In his careful and earnest work in these halls Mr. Ford manifested such wisdom in deliberation, honesty in action and steadfastness of purpose as to win the admiration of his colleagues and the respect and confidence of his constituents and the people of the State. As one of the congressmen from Michigan, albeit one of the youngest members of the body, Mr. Ford by his talents speedily attained prominence and at the close of his first term in Congress, by the originality and vigor with which he sought to bring about reforms in the immigration laws, attained a national reputation. We cannot but think that the loss of such an honest, faithful and talented member is not only a loss to the State of Michigan, but also to the entire country.

Resolved, That as a token of respect to the memory of Melbourne H. Ford, a joint committee of ten, to consist of 4 members of the Senate and six members of the House of Representatives, to be named by the presiding officers of the respective houses, which said joint committee shall, as the representatives of the legislative body, attend the funeral.

Resolved, That a copy of these resolutions be suitably engrossed and presented to the widow and family of Hon. Melbourne H. Ford.

Which has passed the House by a unanimous vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,
The resolution was adopted.

Mr. Doran moved that the Senate do now adjourn until tomorrow at 9:15 o'clock, P. M., in compliance with the resolution heretofore adopted, that the Senate attend the funeral of Hon. Melbourne H. Ford in a body.

Which motion prevailed and

The Senate thereupon adjourned.

The President announced that the Senate would meet informally tomorrow at 9 o'clock, A. M., and proceed to Grand Rapids to attend the funeral of Hon. Melbourne H. Ford.

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Lansing, Wednesday, April 22, 1891.

The Senate met and was called to order by the President at 9:55 o'clock P. M.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 322. By Mr. Wilkinson: Petition of Alex. O. Campbell and 23 others, asking for a uniformity of text books in public schools.

Referred to committee on education and public schools.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, taxpayers of the State of Michigan, believing that a uniform system of text books is needed, and that it will advance the cause of education and be a great saving to the people financially, do most respectfully petition your honorable body for the passage of the bill now pending for that object.

No. 323. By Mr. Wilkinson: Petition of Alex. O. Campbell and 8 others, asking for the establishment of a World's Fair Commission.

Referred to committee on State affairs.

On motion of Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers of the State of Michigan, believing that the proper exhibition of our farm products in all its various branches at the coming Columbian Exhibition, or World's Fair, will have a tendency to induce immigration to our State, thereby enhancing the value of farm property, open a more direct market for our surplus and prove an honor to our commonwealth, do most respectfully petition your honorable body for the passage of an act establishing a World's Fair Commission, with power to secure a site, procure designs, erect appropriate buildings and conduct the business of an agricultural exhibition in proportion to the magnitude of our extensive and varied industries, with suitable appropriations for the same. And your petitioners will ever pray.

No. 324. By Mr. Wilkinson: Petition of Alex. Campbell and 5 others, asking for the passage of the bill authorizing bounties to veteran soldiers.

Referred to committee on military affairs.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers of the State of Michigan, relying in the pledges made to our fellow citizens that enlisted in the late war to defend our country, do most respectfully petition your honorable body for the passage of House bill No. 192, which authorizes the payment of State bounties to soldiers mustered from this State into the service of the United States during the years 1861, 1862, 1863, 1864 and 1865, and to provide for the issuing of bonds for the raising of money therefor. And your petitioners will ever pray.

No. 325. By Mr. Wilkinson: Petition of Paulus Haller, Jr., and 11 others, asking for the creation of the office of dairy and food commissioner.

Referred to the committee on public health.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable the Senate and House of Representatives:

GREETING—We, the undersigned taxpayers and producers in the State of Michigan, believing that the consumers desire pure food, do most respectfully petition your honorable body for the passage of House bill No. 720, which provides for the creation of the office of dairy and food commissioner. And your petitioners will ever pray.

No. 326. By Mr. Wilkinson: Petition of Geo. H. Walker and 22 others, asking for the passage of the municipal suffrage bill.

Referred to select committee on elections.

On motion of Mr. Wilkinson,

The petition was ordered spread on the Journal, as follows:

To the Honorable Senate and House of Representatives:

GREETING—We, the undersigned taxpayers and citizens of the State of Michigan, believing that the constitution of the United States guarantees equal rights to its citizens and that woman is a citizen and is taxed without representation and that she shows herself competent to fill her place, do most respectfully petition your honorable body for the passage of the suffrage bill now pending in the same.

No. 327. By Mr. Brown: Protest of S. C. Scott and 75 others, against the appropriation of \$40,000 for building a furniture factory at the Reformatory at Ionia.

Referred to select committee on appropriation for Reformatory at Ionia.

No. 328. By Mr. Holcomb: Petition of John Leece and 60 others, asking for the passage of the bill making an appropriation for the Fish Commission.

Referred to committee on fisheries.

No. 329. By Mr. Wilcox: Protest of Chas. A. Goodwin and 76 others, against the proposed abolishment of the game and fish warden system.

Referred to committee on fisheries.

No. 330. By Mr. Wilcox: Protest of A. Callard and 30 others, against an appropriation for the Reformatory at Ionia.

Referred to select committee on appropriation for Reformatory at Ionia.

No. 331. By Mr. Gilbert: Petition of George P. Cobb and 160 other residents of Bay City, asking for the amendment of city charter relative to police justice.

Referred to committee on cities and villages.

On motion of Mr. Fleshiem,
The Senate adjourned.

Lansing, Thursday, April 23, 1891.

The Senate met and was called to order by the President.
Religious exercises by Rev. S. P. Peaker.
Roll called: a quorum present.
Absent without leave: Messrs. Fleshiem, Smith and Weiss.
On motion of Mr. Stevens,
Mr. Fleshiem was granted indefinite leave of absence.
On motion of Mr. Milnes,
Mr. Weiss was excused from attendance for the day.
On motion of Mr. Park,
Mr. Smith was excused from attendance for the day.

PRESENTATION OF PETITIONS.

No. 332. By Mr. Park: Petition of John T. Thompson and 1100 other residents and taxpayers of the city of Detroit, asking the passage of the bill regulating the hours of labor on street surface railways.

Referred to committee on judiciary.

No. 333. By Mr. Park: Protest of Joseph Rotiaz and 200 other residents of the city of Detroit, against the passage of the bill relative to foreign secret and fraternal insurance societies.

Referred to committee on banks and corporations.

No. 334. By Mr. Toan: Petition of Edward Gallagher and 11 other citizens of Ionia asking for the passage of House bill No. 94, relative to building and loan associations.

Referred to the committee on banks and corporations.

No. 335. By Mr. Toan: Petition of Byron Sutton and 120 others asking the passage of the "Brown liquor bill."

Referred to the committee on liquor traffic.

No. 336. By Mr. Miller: Petition of Post No. 111 G. A. R. of Eaton Rapids, for an appropriation of \$50,000 towards the national encampment at Detroit.

Referred to committee on military affairs.

No. 337. By Mr. Withington: Petition of F. A. Weston and 14 other residents of Hanover, urging the passage of House bill No. 94, relative to building and loan associations.

Referred to the committee on banks and corporations.

No. 338. By Mr. Prindle: Petition of L. C. Steers and 230 others; same subject.

Same reference.

REPORTS OF STANDING COMMITTEES.

By the committee on claims and public accounts.

The committee on claims and public accounts, to whom was referred House joint resolution No. 8 (file No. 6), entitled

A joint resolution authorizing the Board of State Auditors to investigate, examine and settle any claim found to be due Robert Lake of the city of Jackson, against the State of Michigan, for damages or compensation, by reason of extra or additional work performed and material furnished by said Lake, at the request of the warden and board of inspectors of the State Prison at Jackson, in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

House bill No. 132 (file No. 31), entitled

A bill to amend act No. 154 of the public acts of 1867, entitled "An act to authorize the organization of young men's christian associations," as amended by act number 60 of the public acts of 1885, being chapter 177 of Howell's annotated statutes, by adding a section thereto to stand as section 6 of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 173, entitled

A bill to amend and revise the charter of the city of Hastings,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to revise and amend act No. 216 of the session laws of 1871, entitled "An act to incorporate the city of Hastings," approved March 11th, 1871, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all acts and parts of inconsistent herewith,

Recommending that the substitute be printed for the use of the committee.

JOHN S. BEERS, *Chairman.*

The report was accepted and the substitute was ordered printed.

By the committee on State library:

The committee on State library, to whom was referred

House bill No. 142 (file No. 87), entitled

A bill making an appropriation for the purchase of books for the State library, and for other purposes pertaining to the State library for the years 1891 and 1892,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Section 1, line 1, strike out the word "three" and insert in lieu thereof the word "five." In line 2, strike out the word "three" and insert in lieu thereof the word "five." Section 2, line 2, strike out the words "temporary during the session of the Legislature." At the end of section 2 add the following "at a salary, not exceeding eight hundred dollars per annum for each person so employed;"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. MILLER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Miller,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

House bill No. 233, (file No. 76), entitled

A bill to authorize the First Free Will Baptist Church of Lansing, Michigan, to mortgage certain of its real estate for the purpose of paying its debts,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies to whom was referred

House bill No. 174 (file No. 64), entitled

A bill to amend section 1 of act No. 192 of the general laws of 1867, entitled "An act to provide for the incorporation of associations, conventions, conferences, or religious bodies, for literary, religious or other benevolent purposes," approved March 27, 1867, being section 4722 of Howell's annotated statutes, as amended by act No. 13, public acts of 1889, approved March 6, 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on religious and benovolent societies:

The committee on religious and benovolent societies to whom was referred

House bill No. 615 (file No. 160), entitled

A bill to amend section 4 of an act entitled "An act to provide for the incorporation of associations for the purpose of establishing and sustaining churches and religious societies and Sabbath schools," approved May 10, 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

A. B. BROWN *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

Senate bill No. 90, entitled

A bill to amend an act entitled "An act to authorize the organization of Young Men's Christian Associations", approved March 27, A. D., 1867, being chapter 177 of Howell's statutes, by adding a new section thereto to stand as section 6,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies to whom was referred

Senate bill No. 267, entitled

A bill to provide for the incorporation of the Austrian Tyrolean benevolent society in this State.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

Senate bill No. 280, entitled

A bill to incorporate the order of Sons of St. George, in this State, Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 95, entitled

A bill to amend section 6 of act 273 of the public acts of 1889, entitled "An act to provide for selecting and drawing jurors for the circuit court of the county of Saginaw," being section 7630j of Howell's annotated statutes.

Also,

Senate bill No. 19, entitled

A bill to revise and amend act No. 248 of the session laws of 1873, entitled "An act to grant a special charter to the village of Morenci, heretofore incorporated by the board of supervisors of the county of Lenawee."

CHAS. B. BOUGHNER, *Chairman.*

Report accepted.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, April 21, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 95, being

An act to amend section 5 of act 273 of the public acts of 1889, entitled "An act to provide for the selecting and drawing jurors for the circuit court of the county of Saginaw," being section 7630j of Howell's annotated statutes:

Also,

Senate bill No. 19, being

An act to revise and amend act No. 248 of the session laws of 1873, entitled "An act to grant a special charter to the village of Morenci, heretofore incorporated by the board of supervisors of the county of Lenawee."

EDWIN B. WINANS, *Governor.*

The message was received.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 23, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

House bill No. 504 (file No. 229), entitled
A bill to incorporate the public schools of the village of Bancroft.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The message was received.

MOTIONS AND RESOLUTIONS.

Mr. Milnes offered the following concurrent resolution:

WHEREAS, By act No. 23, session laws of 1864, approved Feb. 5, 1864, this language occurs in section 8 of said act:

SEC. 8. There shall be paid from the war fund of this State a uniform State bounty of one hundred dollars to each person below the rank of a commissioned officer who may hereafter enlist and be mustered into the military or naval service of the United States, and who shall be credited to the quota of this State or any military district thereof, under any call or order of the President or military authorities of the United States or of this State, made or issued since the 1st of January, A. D., 1864; and

WHEREAS, It is claimed that a large number of men did enlist under said act who have never been paid said bounty as promised by the above act; and

WHEREAS, The supreme court of this State in the case of A. J. Smith vs. the Auditor General, has decided that the Legislature has authorized the issue of bonds for the payment of said bounties, which bonds have never been issued; therefore

Resolved by the Senate (the House concurring), That the Governor and State Treasurer of the State are hereby authorized and instructed to issue bonds, already authorized by law, and the proper State officers shall proceed to pay from the proceeds of said bonds so issued, the bounties which have been promised by the State and not paid, upon the presentation of such bounty claims, duly proven under such rules and regulations as the State Board of Auditors shall direct: *Provided*, That no more bonds shall be issued than are already provided by law, in accordance with the decision laid down by the supreme court in the case of Adoniram J. Smith vs. the Auditor General.

The question being on the adoption of the concurrent resolution,

On motion of Mr. Milnes,

The resolution was laid on the table.

Mr. Wilcox offered the following resolution:

Resolved, That a respectful message be sent to the House, requesting the return to the Senate of

House bill No. 355 (file No. 241), entitled

A bill to amend sections 4, 109, 115 and 215 of the acts of the Legislature of A. D., 1859, entitled "An act to incorporate the city of Owosso," approved February 15, 1859, and all subsequent amendments of such sections.

The question being on the adoption of the resolution,

The resolution was adopted.

On motion of Mr. Garvelink,

Senate bill No. 238, entitled

A bill to amend sections 1 and 2 of "An act for the protection of peach and other fruit trees from the yellows," session laws of 1881, approved May 31, 1881, being sections 2225 and 2228 of Howell's annotated statutes,

Was taken from the table.

On motion of Mr. Garvelink,

The bill was ordered printed and referred to the committee on horticulture.

On motion of Mr. Bastone,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the vote by which

House bill No. 504 (file No. 229), entitled

A bill to incorporate the public schools of the village of Bancroft,

Was passed, was reconsidered.

The question again being on the passage of the bill,

Mr. Bastone moved to amend the same as follows:

Amend line 5 of section 8, by striking out after the word "Bancroft," the words "when so ordered by the township boards of the said townships of Shiawassee and Antrim;"

Which motion prevailed and the bill was so amended.

The question then being upon the passage of the bill as amended,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Milnes	Mr. Toan	
Benson	Fridlender	Porter	Wilcox	
Beers	Garvelink	Prindle	Wilkinson	
Boughner	Holcomb	Sabin	Withington	
Brown	McCormick	Sharp	Wisner	22
Crocker	Miller			

NAYS.

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Title agreed to.

On motion of Mr. Bastone

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By unanimous consent,

The committee on State affairs made the following report:

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 151 (file No. 79), entitled

A bill to regulate the charges of telephones, to prescribe the duties of those operating telephones and to prescribe penalties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. SHARP, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

THIRD READING OF BILLS.

Senate bill No. 79 (file No. 33), entitled

A bill to establish free employment offices in the cities of Detroit, Grand

Rapids, Saginaw, Jackson, Manistee, Sault Ste. Marie, St. Joseph and Ironwood,

Was read a third time, and pending the taking of a vote upon its passage,

On motion of Mr. Sharp,

The bill was laid on the table.

House bill No. 259 (file No. 82), entitled

A bill to repeal section 16, and to amend sections 5, 7, 17 and 21, of act No. 95, of the laws of 1887, approved May 6, 1887, entitled "An act in relation to jurors in courts of record in the county of Wayne, and to revise the laws relative thereto,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Porter	Mr. Wheeler
Benson	Garvelink	Prindle	Wilcox
Beers	Holcomb	Sabin	Wilkinson
Boughner	McCormick	Sharp	Withington
Brown	Miller	Toan	Wisner
Doran	Park		
			22

NAYS.

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The question being on agreeing to the title,

Mr. Park moved that the title be amended by striking out the word "and" where it occurs after the figure "17" in said title. Also that the words and figures "and 23" be inserted after the figure "21" in said title;

Which motion to amend prevailed and the title as so amended was then agreed to.

On motion of Mr. Park,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 3 (file No. 28), entitled

A bill to amend an act entitled, "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management and to fix the duties and liabilities of all railroad and other corporations owning and operating any railroad in this State," approved May 1, 1873, as subsequently amended by adding three new sections relative to consolidated roads to stand as sections 49, 50 and 51 of article II of said act,

Was read a third time, and pending the taking of a vote upon its passage,

Mr. Milnes moved that there be a call of the Senate;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

Pending a call of the roll of the Senate,

On motion of Mr. Milnes,

All further proceedings under the call were dispensed with.

The question pending being on the passage of the bill;

On motion of Mr. Doran,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

By unanimous consent,

On motion of Mr. Milnes,

The rules were suspended and the further consideration of Senate bill No. 3 (file No. 28), entitled

A bill to amend an act entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning and operating any railroad in this State." approved May 1, 1873, as subsequently amended, by adding three new sections relative to consolidated roads to stand as sections forty-nine, fifty and fifty-one of article two of said act,

Was considered to be the first order of business before the Senate.

The question being upon the passage of the bill,

The bill was passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Morrow	Mr. Stevens
Benson	Gilbert	Mugford	Toan
Beers	Holcomb	Park	Wheeler
Boughner	McCormick	Porter	Wilcox
Brown	Miller	Sabin	Wilkinson
Crocker	Milnes	Sharp	Withington
Doran			25

NAYS.

Mr. Fridlender	Mr. Wisner	2
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Title agreed to.

By unanimous consent,

On motion of Mr. Milnes.

The rules were suspended, and

Senate bill No. 1 (file No. 27), entitled

A bill to amend the general railroad law, relative to consolidations, being sections 29 and 30 of article 2 of the act entitled, "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," approved May 1, 1873, being chapter 91 of Howell's annotated statutes, as the same is amended by act number 174 of the laws of 1873, approved June 7, 1873, the same being Howell's sections 3343, 3344 as amended,

Was placed upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Morrow	Mr. Stevens
Benson	Gilbert	Mugford	Toan
Beers	Holcomb	Park	Wheeler
Boughner	McCormick	Porter	Wilcox
Brown	Miller	Sabin	Wilkinson
Crocker	Milnes	Sharp	Withington
Doran			

25

NAYS.

Mr. Fridlender Mr. Wisner

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Title agreed to.

PRESENTATION OF PETITIONS.

No. 339. By Mr. Wheeler: Petition of Julia A. Milne and 41 others, asking the passage of the municipal suffrage bill.

Referred to select committee on elections.

No. 340. By Mr. Morrow: Remonstrance of John G. Wynn and about 1,000 others, against the appropriation of \$40,000 for a furniture factory at the Reformatory at Ionia.

Referred to select committee on appropriation for the Reformatory at Ionia.

No. 341. By Mr. Boughner: Petition of Albe Lull and 6 other residents of Pontiac asking the passage of the bill relative to building and loan associations.

Referred to committee on banks and corporations.

No. 342. By Mr. Crocker: Protest of J. A. Jonas and many others of St. Clair county, against the passage of the bill to authorize a change from the present system of paying county officers salaries.

Referred to committee on State affairs.

On motion of Mr. Crocker,

The protest with the names of the protestants was ordered spread on the Journal, as follows:

St. Clair County, April 1, 1891.

To the Hon. Members of Senate and House of Representatives, Lansing:

GENTLEMEN—The undersigned voters and property holders of the county of St. Clair, having learned that there is a bill before your honorable body, to provide for the payment of salaries in lieu of fees to the register of deeds, clerk and treasurer of counties in this State, and empowering the board of supervisors of the several counties in this State, whenever they may so determine, to fix said salaries, would respectfully say, that we are perfectly satisfied with the administration of said offices of register, clerk and treasurer by the present incumbents of said offices in this county, and with the matters of fees by which they are paid; and we strongly remonstrate against the passage of any bill making any alteration in the manner of remunerating them for their services, during the present term of said officers, as we believe that such action would be a gross injustice to the said present incumbents. We further remonstrate against empowering the boards of supervisors, in any case, to fix said salaries, and would suggest that if a bill be passed, effecting a change in the manner of paying said officers, that your honorable body establish a

limit in said bill, below which such salaries shall not be fixed by said boards of supervisors.

Very respectfully,

J. A. Jonas,
Wm. Hartwig,
Aedor Brünmann,
E. Matteson,
Jo. Bueze,
John B. Waltz,
Charles Seidell,
Walter Shearsmith,
R. B. Glessford,
H. L. Ives,
C. W. Tennant,
A. B. Coddington.
C. C. Praker,
Chas. F. Baade,
Charles F. Black,
D. M. Miller,
Archey McDougall,
C. A. Fox,
Adolph Cohoe,
Horace Doty,
R. F. Truman,
John Kingott,
Herman Miller.
E. B. Fuller,
Bert Aldrich.
Albert Tosch,
Friend Palmer,
Miles C. Hickman.
S. A. Harkness,
Chas. R. Milton.
Fred Gibb,
Patrick Gleason,
Larry Kennedy,
Dennis Gleason.
Daniel Gleason.
John Gleason,
Jas. Kennedy,
Patrick O. Leary,
Thos. Weldon,
Barnard Neaton,
Michael Nolan,
Thomas Byrne,
John Newell,
John Kavanagh.
Maurice Carey,
Andrew Nolan,
Moses Nolan.
W. H. Cook,
Henry Beaver,
Ben Causley.

Wm. Stanlake,
John McColman,
Henry P. Jenney,
George H. Hamter,
Joshua Hill,
Martin Conley,
H. B. Hutchings,
C. Mann,
D. E. Bottomley,
H. Caswell,
Fred Ross,
Gurley Lester,
Edwin Peasley,
Franklin Moore,
James W. Mclees,
J. Geo. Tink,
A. A. Currie;
T. D. Millikin,
G. Strauss,
Peter Wood.
Wm. F. Brown,
David Zaetsch,
John Fink,
Herman Zaetsch,
Josiah Smith,
W. R. Kemp.
T. D. Barron,
Justin R. Whiting,
Horace Rischey,
B. Street,
Moses Nolan, Jr.,
James Sullivan,
Larry Loughlin,
Michael Sullivan,
James B. Cavanagh,
Joseph McMichen,
Patrick Keagh,
Thomas Kennedy,
Charles S. Warner,
John M. Gilbert,
Anthony Moore,
Frank Lauzon,
Theodore Shass,
Daniel Lincoln,
Wm. Bryant.
W. C. Flanagan,
Chas. Montney.
Wm. Hamlin.
Phil Shermerhorn,
John Alloway,

M. Doran,
 J. W. McCarthy,
 G. Ladue,
 R. McArthur,
 James Byers,
 W. Mountford,
 Wm. Conley,
 James Grudgley,
 T. Pearsall,
 Richard Baker,
 Richard J. Weton,
 Wm. Miller,
 S. Marks,
 Joseph Keeson,
 Wm. Seen,
 Jas. Higgins,
 L. Ames,
 B. Conlon,
 Isadore Roberts,
 Anthony Polls,
 Fille Claray,
 Mr. Hill,
 Dan Ross,
 Emanuel Jally,
 Gustavus Barton,
 George Shirkey,
 Peter Lunyear,
 Edward Barton,
 George White,
 James Wells,
 Con Donnell,

Thomas McMahon,
 Thomas Fowler,
 R. G. McCullough,
 James Lynch,
 James Gore,
 John Carmody,
 Geo. Shipman,
 N. Ladue,
 E. Massey,
 H. W. Baker,
 R. G. McCullough,
 Joseph Zess,
 Wm. Finch,
 George Whiteing
 Thos. Forrester,
 John Parker,
 Jas. A. Ellis,
 Lorenzo L. Gregory,
 Paul Schell,
 Jas. Stevenson,
 Noah L. King,
 John Tripp,
 S. S. Samonson,
 S. Shue,
 George Blynn,
 Geo. Roberts,
 W. F. Harrington,
 A. M. Sutherland,
 A. Knox,
 Lester A. Perry.

REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred
 House bill No. 89 (file No. 238), entitled

A bill to legalize the action of the electors of the county of Bay in voting to raise the sum of \$30,000 by loan, for the purpose of building a bridge across the Saginaw river, and the action of the board of supervisors of said Bay county in submitting said question to the electors of said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Mugford	Mr. Toan
Benson	Garvelink	Park	Wheeler
Beers	Gilbert	Porter	Wilcox
Boughner	Holcomb	Sabin	Wilkinson
Brown	McCormick	Sharp	Withington
Crocker	Miller	Stevens	Wisner 24

NAYS.

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Title agreed to.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Asylum for Criminal Insane:

The committee on Asylum for Criminal Insane, to whom was referred Senate bill No. 201, entitled

A bill to repeal sections 1 and 2 of act 190 of the public acts of 1883, being an act to provide for the erection, organization and management of an asylum for insane criminals, and substituting two sections therefor,

Respectfully report they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By unanimous consent,

On motion of Mr. Crocker,

The rules were suspended and the committee of the whole was discharged from the further consideration of

Senate bill No. 151 (file No. 79), entitled

A bill to regulate the charges for the use of telephones, to prescribe the duties of those operating telephones, and to prescribe penalties.

On motion of Mr. Crocker,

The bill was referred to the committees on judiciary and State affairs jointly.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 21, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Senate bill No. 107 (file No. 48), entitled

A bill to amend an act entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots, with the necessary connecting tracks, and the management of the same,"

approved June 9, 1881, by adding a new section thereto relative to the closing of streets and alleys by companies organized under said act.

In compliance with the request of the Senate.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

By unanimous consent,

On motion of Mr. Park,

The rules were suspended and the vote by which the above named bill was passed,

Was reconsidered.

On motion of Mr. Park,

The bill was then referred to the committee on banks and corporations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 23, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 164 (file No. 39), entitled

A bill authorizing and directing the Auditor General of the State of Michigan to credit to the county of Muskegon so much of all delinquent taxes heretofore assessed upon lands lying within said county of Muskegon and granted to the State of Michigan by the United States under acts of Congress of June 3, 1856, and March 4, 1879, while the title to said lands remained in either the United States or the State of Michigan, together with interest and charges accrued thereon, as have at any time been charged back to said county of Muskegon, less however the amount thereof credited to said county under the provisions of section 10 of act 197 of the public acts of 1883 of this State.

Also,

House bill No. 803 (file No. 294), entitled

A bill to authorize any railroad company, which owns, has possession of and is operating a railroad constructed and equipped and whose railroad and railroad property and franchises are not mortgaged, to issue bonds and to secure the same by a mortgage on its property and franchises.

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on judiciary.

The second named bill was read a first and second time by its title and referred to the committee on railroads.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 23, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following: Senate bill No. 187 (file No. 84), entitled

A bill to provide for the protection of associations and unions of work-

ingmen and artisans or other persons, in the labels, trade-marks, and forms of advertisement, and to punish the counterfeiting and fraudulent use of such labels, trade-marks, and forms of advertisement.

In the passage of which Senate bill the House has concurred by a majority vote of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

UNFINISHED BUSINESS.

The special order for yesterday at 2 o'clock P. M. having been the consideration, by the committee of the whole, of

House bill No. 541 (file No. 271), entitled

A bill to provide for the election of electors of President and Vice President of the United States and to repeal all other acts and parts of acts in conflict herewith, and the same not having yet been so considered.

The President announced the same to be next in order, under the head of unfinished business.

Thereupon,

On motion of Mr. Wisner,

The Senate went into committee of the whole on the

GENERAL ORDER.

Whereupon

The President called Mr. Sharp to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 541 (file No. 271), entitled -

A bill to provide for the election of electors of President and Vice President of the United States and to repeal all other acts and parts of acts in conflict herewith,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

GEO. W. SHARP, *Chairman.*

Report accepted.

The above named bill was placed on the order of third reading of bills.

By unanimous consent,

Mr. Crocker presented the following petitions:

No. 343. By Mr. Crocker: Petition of Angus McDonald and 134 others, residents of Ft. Gratiot and Port Huron, asking the passage of a bill regulating the payment of wages by employers.

Referred to committee on labor interests.

On motion of Mr. Crocker,

The petition was ordered spread on the Journal, as follows:

Fort Gratiot, Mich., April 18, 1891.

To the Honorable the Senate and House of Representatives of the State of Michigan:

We, the undersigned citizens of Fort Gratiot and Port Huron, believing

that the present system now in general practice by the corporations of this State, of paying their employes once a month is wrong and works a hardship on the employe:

1. In making him a slave to the storekeepers on account of the credit system and the long time between each payday.

2. That when he once gets in debt it is almost impossible for him to get out of it and storekeepers extort higher prices from him than they would if he got his money oftener and could go where he could get the most for his money;

Therefore, We respectfully and earnestly petition your honorable body to pass the bill that has been introduced and known as the weekly paybill.

No. 344. By Mr. Crocker: Protest of John G. O'Neil and 20 other residents of Port Huron, against the passage of the bill relative to foreign secret and fraternal insurance societies.

Referred to committee on banks and corporations.

On motion of Mr. Crocker,

The protest was ordered spread on the Journal, as follows:

To the Honorable the Senate of the State of Michigan :

The undersigned citizens of the State of Michigan and residents of Port Huron, Mich., respectfully protest against the passage of Senate bill number 161, entitled "A bill to regulate certain foreign secret or fraternal life insurance associations or corporations," and for reasons therefor respectfully represent:

There are a large number of fraternal (not secret) associations existing in this State as branches of a parent association organized under the laws of some other State, designed for the moral and social improvement and advancement of their members, and as an incident of such organization, create by assessments a beneficiary fund to be distributed among the families of deceased members. Such fraternal associations are not organized for gain or profit and the obligations, rights and duties of members are regulated by rules and laws adopted by the membership through representatives elected and assembled for that purpose.

Such rules and regulations are fully understood by members upon joining, and disobedience or disregard thereof, after fair trial and investigation in the manner provided in such rules and regulations, subjects members to discipline, suspension or dismissal. The power to enforce such rules and regulations is absolutely necessary to preserve the harmonious life and carry out the benevolent purposes of such associations. The adoption of section 6 of said bill would deprive the association of the power of enforcing its laws which members consent to as a part of their contract and as a condition of their membership, thereby destroying their social and moral purposes and reducing them to the ordinary business of life insurance.

No. 345. By Mr. Crocker: Protest of O. Newell and 25 other residents of Port Huron, same subject.

Same reference.

On motion of Mr. Crocker,

The protest was ordered spread on the Journal, as follows:

Port Huron, April 4, 1891.

To the Honorable the Senate of Michigan:

The undersigned citizens of Michigan, respectfully protest against the

passage of Senate bill No. 161, entitled "A bill to regulate certain foreign secret or fraternal life insurance associations or corporations."

On motion of Mr. Boughner,

The Senate adjourned.

Lansing, Friday, April 24, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Mr. Mugford.

On motion of Mr. Doran,

Mr. Mugford was excused from attendance for the day.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 275 (file No. 131), entitled

A bill to amend section 20 of chapter 3 of act No. 227 of the public acts of 1885, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto," approved June 20, 1885, being section No. 1740d4 of Howell's annotated statutes so as to read as follows:

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs to whom was referred

House bill No. 431 (file No. 179), entitled

A bill to amend section 6 of an act entitled "An act to provide for a State board of equalization," approved April 7, 1851, as amended by act No. 85, public acts of 1871, approved April 8, 1871, being section 324 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in:

By striking out of line 2 of section 6 the word "second" and inserting in lieu thereof the word "fourth,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

GEORGE W. SHARP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sharp,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

COMMUNICATIONS FROM STATE OFFICERS.

The following communication from Commissioner of Banking was read:

Lansing, Mich., April 23, 1891.

To the Honorable Senate of the State of Michigan:

GENTLEMEN—I am this day in receipt of the resolution adopted by your honorable body April 16th, asking that the Commissioner of the Banking Department report to the Senate what amount of farm mortgages are held by the banks of the State, and the rate of interest thereon, and what amount of mortgages on business property is held by said banks and the rate of interest thereon, and such Commissioner is hereby “requested to advise the Senate of such changes in the banking law of the State as may be perfectly safe to the investor and afford relief to the farmers.”

In response to said resolution, I beg leave to report that on December 19th last, the last report received, one hundred and six State banks—sixty-seven of which were savings banks or banks with savings departments—and two Trust Companies, reported to this department commercial loans \$27,628,145.16; stocks, bonds and mortgages \$18,846,637.08. Of the latter \$5,353,752.83 were stocks and bonds and \$13,492,884.25 were mortgages.

I am unable to give separately the amount loaned on farm and business property, the two being combined in reports made in this department, but from examinations made during the past year my opinion is, that a large proportion of money loaned by the State banks on mortgage security, is loaned on farms and homes of laboring men, and that a very small proportion is loaned on business property, as those loans are usually taken by insurance companies, or eastern capitalists at a lower rate of interest than western banks charge, viz: 6½% which is the average rate of interest charged by our State banks.

In this connection I might say, that the commercial loans are not all made to business men. Banks in our farming districts loan to farmers more readily than they do to business men, and without mortgage security.

In complying with your request to “advise the Senate of such changes in the banking law of the State as may be perfectly safe to the investor and afford relief to the farmer,” I will say, that in our State we have three classes of banks, viz: private banks, national banks, and State banks.

Private banks not being under supervision, I am unable to inform you how, or in what manner, they loan their deposits.

National banks are restricted to a commercial business, and cannot loan on mortgage security.

State banks are permitted by law, to transact both a commercial and savings business.

Commercial banks are especially for the accommodation of farmers and business men. They are, and should be, exclusively devoted to the collection, safe keeping, and employment in temporary loans of the floating capital of the country. Every farmer, merchant and manufacturer, is dependent

upon the commercial banks for funds to enable them to market the products of the farm, and the goods of the merchant and manufacturer.

Our State banking law permits commercial banks to loan on mortgage security, an amount not exceeding fifty per cent of their capital stock, and in my judgment the law in this respect should not be changed.

The savings department of our State banks, receive and care for the surplus money of the country, that is not needed in active business.

They are required by law to keep on hand 15 per cent of their deposits in cash to provide for the current daily business demands. Thirty-four per cent they can loan on negotiable paper secured by collaterals, and short time commercial paper, that they may be able to meet unusual demands without being compelled to dispose of mortgage securities. Fifty-one per cent they are compelled to loan on bonds or real estate, and as farming lands are the best real estate security known, they are very desirable for these permanent loans.

I cannot see how the law regulating loans could be more just or equitable, and at the same time afford proper security to the thousands of depositors who patronize savings banks.

In order to benefit farmers and others who desire to borrow on mortgage security, I suggested in my last annual report (pages 16 and 17) that the banking law be amended, so that certificates of deposit could be classed as savings deposits. The amendment you wisely adopted and when \$6,052,724.25, the amount of certificates of deposits reported last December which were formerly classed as commercial deposits, are entered and loaned as savings deposits are required to be loaned, I think there will be no demand for a change in the banking law, or complaints from borrowers that they cannot obtain money from banks on suitable mortgage security.

Respectfully yours,
T. C. SHERWOOD,
Commissioner of the Banking Dept.

The communication was received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 23, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

House bill No. 355 (file No. 241), entitled

A bill to amend sections 4, 109, 115 and 215, of the acts of the Legislature of A. D. 1859, entitled "An act to incorporate the city of Owosso," approved February 15, 1859, and all subsequent amendments to such sections,

In compliance with the request of the Senate,

Very respectfully,
LYMAN A. BRANT,
Clerk of the House of Representatives.

By unanimous consent,

On motion of Mr. Wilcox,
The rules were suspended and the vote by which the above named bill was passed, was reconsidered.

The question again being on the passage of the bill,

Mr. Wilcox, by unanimous consent, moved that the bill be amended by adding the following section thereto to stand as section 6:

"SEC. 6. An election shall be held in each ward annually, on the first Monday in April, at such place as the common council shall appoint, by posting written or printed notices of the holding of said election, in at least three of the most public places in each ward, at least six days previous to said election, and all such elections and all special elections provided for in this charter shall be conducted in the same manner as now provided or as hereafter may be provided for the conduct of general elections under the laws of this State, and the hour for opening and closing the polls, the the manner of voting, counting the votes, holding and conducting such annual or any special elections in said city shall be the same in every respect as in the case of general elections in this State: *Provided*, That any provision in the laws of this State, providing for the printing of tickets shall not apply to any such annual or special elections."

Which motion prevailed, and the bill was so amended.

The question again being on the passage of the bill,

The bill was passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Park	Mr. Toan
Benson	Gilbert	Porter	Wheeler
Beers	Holcomb	Sabin	Wilcox
Boughner	McCormick	Sharp	Wilkinson
Brown	Miller	Smith	Withington
Crocker	Morrow	Stevens	Wisner
Doran			

25

NAYS.

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The question being on agreeing to the title,

Mr. Wilcox moved that the title be amended as follows:

By inserting the word "six" after the word "four," where it occurs in said title,

Which motion to amend prevailed, and the title as so amended was then agreed to.

On motion of Mr. Wilcox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Toan,

Senate bill No. 118 (file No. 57), entitled

A bill to amend section 3 of act No. 77 of the session laws of 1849, being an act entitled "An act relative to the costs of proceedings in criminal cases," approved March 13, 1849, being section 7490 of the compiled laws of 1871, as amended by act 213, session laws of 1879, being compiler's sec-

tion 9065 of Howell's annotated statutes as amended by act 180 of the public acts of 1887,

Was taken from the table.

On motion of Mr. Toan,

The bill was re-referred to the committee on judiciary.

On motion of Mr. Park,

Senate bill No. 117 (file No. 56), entitled

A bill to define the relative rules of law between master and servant more clearly,

Was taken from the table.

On motion of Mr. Park,

The bill was referred to the committee on labor interests.

On motion of Mr. Holcomb,

Senate bill No. 183 (file No. 109), entitled

A bill to regulate the method of designating, marking and recording corners of subdivisions of sections in this State,

Was taken from the table.

On motion of Mr. Holcomb,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and, pending the taking of a vote upon its passage,

Mr. Bastone by unanimous consent, moved to amend the bill as follows:

By inserting in line 2 of section 2 after the word "posts," the word "hereafter."

Which motion to amend prevailed, and the bill was so amended.

The question being on the passage of the bill as amended,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Toan
Benson	Garvelink	Park	Wheeler
Beers	Gilbert	Porter	Wilcox
Boughner	Holcomb	Prindle	Wilkinson
Brown	McCormick	Sabin	Withington
Crocker	Miller	Sharp	Wisner
Doran	Milnes	Smith	
			27

NAYS.

0

Title agreed to.

On motion of Mr. Holcomb,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Crocker,

The committee on insurance was discharged from the further consideration of

Senate bill No. 233 (file No. 154), entitled

A bill to amend sections 1, 16, 24 and 28 of act No. 187, of the public acts of 1887, entitled "An act to revise the laws providing for the incorporation of co-operative and mutual benefit associations and to define the powers and duties and regulate the transaction of the business of all such

corporations and associations doing business within this State," approved June 17, 1887.

On motion of Mr. Crocker,

The bill was referred to the committee on banks and corporations.

On motion of Mr. Wisner,

House bill No. 21 (file No. 48), entitled

A bill to prohibit the use of oleomargarine, butterine, or any other substitute for butter, in any of the public institutions of this State, and to provide the punishment therefor,

Was taken from the table.

On motion of Mr. Wisner,

The bill was referred to the committee of the whole, and placed on the general order.

On motion of Mr. Gilbert,

By unanimous consent,

The rules were suspended and the committee of the whole was discharged from the further consideration of

Senate bill No. 116 (file No. 55), entitled

A bill to provide for the laying out of a State road in Arenac county to be known as the Standish and Maple Ridge State road.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and, pending the taking of a vote upon its passage,

Mr. Morrow moved that the bill be referred to the committee on judiciary.

Which motion did not prevail.

The question again being on the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Milnes	Mr. Toan
Benson	Garvelink	Park	Wilcox
Beers	Gilbert	Prindle	Wilkinson
Boughner	Holcomb	Sabin	Withington
Brown	McCormick	Sharp	Wisner
Crocker	Miller	Smith	

23

NAYS.

Mr. Morrow

1

Title agreed to.

On motion of Mr. Brown,

The committee on liquor traffic was discharged from the further consideration of

Senate bill No. 63 (file No. 9), entitled

A bill to protect the people of this State from the encroachments of the liquor traffic, and to provide that manufacturers of, and dealers in, intoxicating liquors shall obtain the permission of the people of the county before engaging in such business therein, being amendatory of sections 1, 2, 3, 4, 6, 8, 9, 12, 13, 14, 15, 16, 17 and 19 of act No. 207 of the session laws of 1889, entitled "An act to prohibit the manufacture, sale, keeping

for sale, giving away or furnishing of vinous, malt, brewed, fermented, spirituous or intoxicating liquors, or any mixed liquor or beverage, any part of which is intoxicating, and to prohibit the keeping of any saloon or other place for the manufacture, sale, storing for sale, giving away or furnishing, of such liquors or beverages, and to suspend the general laws of the State relative to the taxation and regulation of the manufacture and sale of such liquors in the several counties in this State under certain circumstances; to authorize the qualified electors of the several counties in this State to express their will in regard to such prohibition by an election, and to authorize and empower the board of supervisors of the several counties after such election, if they shall determine the result to be in favor of such prohibition, to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of any such liquors, or the keeping of a saloon or any other place for the manufacture, sale, storing for sale, giving away or furnishing of the same within their respective counties; and to provide for penalties and rights of action in case of its violation," approved June 29, 1889, being compiler's sections 2283a, 2283a¹, 2283a², 2283a³, 2283a⁴, 2283a⁵, 2283a⁶, 2283b¹, 2283b², 2283b³, 2283b⁴, 2283b⁵, 2283b⁶, and 2283b⁷, of Howell's annotated statutes of Michigan.

Mr. Brown moved that the bill be referred to the committee of the whole and placed on the general order.

Pending the taking of a vote upon said motion,

Mr. Doran moved that there be a call of the Senate,

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and Senators Porter and Weiss were reported absent without leave.

On motion of Mr. Crocker,

All further proceedings under the call were dispensed with.

The question being on a reference of the bill to the committee of the whole,

Mr. Park moved to amend the motion by referring the bill to the committee on judiciary.

Which motion to amend prevailed, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Gilbert	Mr. Prindle	Mr. Stevens
Crocker	Holcomb	Sharp	Wheeler
Doran	McCormick	Smith	Wisner
Fridlender	Park		
14			

NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Morrow	Mr. Wilcox
Benson	Miller	Sabin	Wilkinson
Brown	Milnes	Toan	Withington 12

The question then being on the original motion as amended, the same prevailed and the bill was referred to the committee on judiciary.

On motion of Mr. Crocker,

House bill No. 541 (file No. 271), entitled

A bill to provide for the election of electors of President and Vice President of the United States and to repeal all other acts and parts of acts in conflict herewith,

Was made the special order for Wednesday next at 2 o'clock P. M.

On motion of Mr. Milnes,

The following concurrent resolution, offered yesterday by himself was taken from the table:

WHEREAS, By act No. 23, session laws of 1864, approved Feb. 5, 1864, this language occurs in section 8 of said act:

SEC. 8. There shall be paid from the war fund of this State a uniform State bounty of one hundred dollars to each person below the rank of a commissioned officer who may hereafter enlist and be mustered into the military or naval service of the United States, and who shall be credited to the quota of this State or any military district thereof, under any call or order of the President or military authorities of the United States or of this State, made or issued since the 1st of January, A. D., 1864; and

WHEREAS, It is claimed that a large number of men did enlist under said act who have never been paid said bounty as promised by the above act; and

WHEREAS, The supreme court of this State in the case of A. J. Smith vs. the Auditor General, has decided that the Legislature has authorized the issue of bonds for the payment of said bounties, which bonds have never been issued; therefore

Resolved by the Senate (the House concurring), That the Governor and State Treasurer of the State are hereby authorized and instructed to issue bonds, already authorized by law, and the proper State officers shall proceed to pay from the proceeds of said bonds so issued, the bounties which have been promised by the State and not paid, upon the presentation of such bounty claims, duly proven under such rules and regulations as the State Board of Auditors shall direct: Provided, That no more bonds shall be issued than are already provided by law, in accordance with the decision laid down by the supreme court in the case of Adoniram J. Smith vs. the Auditor General.

The question being on the adoption of the concurrent resolution,

The resolution was adopted, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Toan
Benson	Garvelink	Park	Weiss
Beers	Gilbert	Prindle	Wheeler
Boughner	Holcomb	Sabin	Wilcox
Brown	McCormick	Sharp	Wilkinson
Crocker	Miller	Smith	Withington
Doran	Milnes	Stevens	27

NAYS.

0

THIRD READING OF BILLS.

House bill No. 537 (file No. 297), entitled

A bill to amend sections 2 and 5, of act No. 127 of the public acts of 1879, as amended by act No. 49 of the public acts of 1881, being compiler's sections 1538 and 1541 of Howell's annotated statutes, as amended

by act No. 20 of the public acts of 1883, relative to the inspection of illuminating oils,

Was read a third time, and pending the taking of a vote upon its passage,

Mr. Doran moved that the bill be informally passed,

Which motion did not prevail, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Boughner	Mr. Holcomb	Mr. Park	Mr. Stevens	
Doran	Morrow	Smith	Wilkinson	
Fridlender				9

NAYS.

Mr. Bastone	Mr. Milnes	Mr. Sharp	Mr. Wilcox	
Benson	Porter	Toan	Withington	
Garvelink	Prindle	Weiss	Wisner	
Miller	Sabin	Wheeler		15

Mr. Morrow then moved that the bill be referred to the committee on State affairs, with power to send for persons and papers in relation thereto;

Which motion did not prevail, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fridlender	Mr. Morrow	Mr. Smith	
Boughner	Holcomb	Park	Wilkinson	
Doran	McCormick	Sabin		11

NAYS.

Mr. Bastone	Mr. Miller	Mr. Sharp	Mr. Wilcox	
Brown	Milnes	Stevens	Withington	
Garvelink	Porter	Weiss	Wisner	
Gilbert	Prindle	Wheeler		15

The question being on the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. McCormick	Mr. Prindle	Mr. Weiss	
Benson	Miller	Sabin	Wheeler	
Brown	Milnes	Sharp	Wilcox	
Garvelink	Morrow	Stevens	Withington	
Gilbert	Porter	Toan	Wisner	20

NAYS.

Mr. Boughner	Mr. Fridlender	Mr. Park	Mr. Wilkinson	
Doran	Holcomb	Smith		7

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take effect on July 1, 1891.

On motion of Mr. Fridlender,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Mr. Crocker.

SPECIAL ORDER OF THE DAY.

The special order of the day being the consideration of Senate bill No. 186 (file No. 83), entitled

A bill to regulate the management of sleeping cars or coaches on all railroads in this State,

And the president having announced that the time for the consideration of the same had arrived,

The question being upon the passage of the bill,

The bill was then read a third time and was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Doran
Holcomb

Mr. Milnes
Park

Mr. Toan
Weiss

Mr. Wheeler
Withington 8

NAYS.

Mr. Bastone
Benson
Beers
Boughner
Fridlender

Mr. Garvelink
Gilbert
McCormick
Miller
Morrow

Mr. Porter
Prindle
Sabin
Sharp

Mr. Stevens
Wilcox
Wilkinson
Wisner

18

Mr. Doran moved to reconsider the vote by which the bill failed to pass.

Which motion prevailed.

On motion of Mr. Doran,

The bill was laid on the table.

REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 608, entitled

A bill to amend sections 1 and 4 of act No. 277 of the local acts of the State of Michigan of the year 1885, entitled "An act to incorporate the village of Manistique," approved March 17, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sharp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Porter	Mr. Weiss
Benson	McCormick	Prindle	Wheeler
Beers	Miller	Sabin	Wilcox
Boughner	Milnes	Sharp	Wilkinson
Doran	Morrow	Smith	Withington
Fridlender	Park	Stevens	Wisner
Garvelink			

25

NAYS.

0

Title agreed to.

On motion of Mr. Sharp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 333 (file No. 150), entitled

A bill to incorporate the village of Pinconning, and to repeal act No. 528 of the local acts of the Legislature of this State for the year 1887, entitled "An act to incorporate the village of Pinconning, in Bay county, Michigan,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Gilbert	Mr. Porter	Mr. Weiss
Benson	McCormick	Prindle	Wheeler
Beers	Miller	Sabin	Wilcox
Boughner	Milnes	Sharp	Wilkinson
Doran	Morrow	Smith	Withington
Fridlender	Park	Toan	Wisner
Garvelink			

25

NAYS.

0

Title agreed to.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Stevens presented the following remonstrance:

No. 346. By Mr. Stevens: Remonstrance of the village council of L'Anse, against the passage of House bill No. 115, providing for the distribution of liquor tax among the townships.

Referred to committee on liquor traffic.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, April 24, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 187 (file No. 84), being

An act to provide for the protection of associations and unions of workingmen and artisans, or other persons, in their labels, trademarks and forms of advertisements, and to punish the counterfeiting and fraudulent use of such labels, trademarks and forms of advertisement.

EDWIN B. WINANS, *Governor.*

The message was received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1891. }

To the President of the Senate:

Sir—I am instructed by the House to transmit the following:

House bill No. 144 (file No. 303), entitled

A bill to amend section 8 of act No. 174 of the session laws of 1871, entitled "An act to provide for the appointment of a State Reporter," as amended by act No. 137 of the session laws of 1873, being section 7202 of Howell's annotated statutes.

House bill No. 483 (file No. 333), entitled

A bill to authorize the village of Mackinac, in the county of Mackinac, to borrow money to be used in the payment of outstanding orders of said village and to issue bonds therefor.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 160 (file No. 220), entitled

A bill to repeal act number 214 of the public acts of 1889, entitled "An act to amend act number 198 of the session laws of 1877, entitled 'An act to provide for a tax upon dogs and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases,' approved May 23, 1877, as amended by act number 283, of the public acts of 1881, approved June 11, 1881, by adding four new sections thereto to stand as sections 11, 12, 13 and 14," and to provide for the payment of the moneys now in the hands of the county treasurers, on account of said act to the several township and city treasurers to which the same belong, respectively, upon demand therefor.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following: Senate bill No. 169, entitled

A bill to incorporate the village of Bellaire, in Antrim county,

In the passage of which bill the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES }
Lansing, April 24, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 147 (file No. 290), entitled

A bill to punish fraudulent entries and practices in speed contests.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered

to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to committee on judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 304 (file No. 306), entitled

A bill to require notice of the commencement of suits in ejectment and certified copies of all final judgments rendered therein to be filed and recorded.

House bill No. 492 (file No. 305), entitled

A bill to amend section 217, of act No. 173 of the session laws of 1885, entitled "An act to amend chapter 93 of the revised statutes of 1846, entitled 'of courts held by justices of the peace,' " being compiler's section 7032 of Howell's annotated statutes of the State of Michigan,

Which have passed the House, by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on judiciary.

The second named bill was read a first and second time by its title and referred to the committee on judiciary.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Sharp,

Leave of absence was granted to himself until Wednesday next.

By unanimous consent,

Mr. Brown presented the following petition:

No. 347. By Mr. Brown: Petition of John T. Clark and 16 others in favor of the passage of the bill relative to building and loan associations.

Referred to committee on banks and corporations.

By unanimous consent,

The committee on banks and corporations made the following report:

By the committee on banks and corporations:

The committee on banks and corporations, to whom was referred

Senate bill No. 23 (file No. 5), entitled

A bill to prohibit the use of the term "bank" "banker" or "bankers" to designate the business carried on by any person or persons, firm or corporation, other than corporations organized under the banking law of this State or of the United States,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

By striking out in line 6 of section 1 the words "banker or bankers,"

also by striking out in line 5 of section 2 the words "banker or bankers,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Benson,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

Mr. Morrow moved that the Senate reconsider the vote by which

House bill No. 537 (file No. 297), entitled

A bill to amend sections 2 and 5 of act No. 127 of the public acts of 1879, as amended by act No. 49 of the public acts of 1881, being compiler's sections 1538 and 1541 of Howell's annotated statutes, as amended by act No. 20 of the public acts of 1883, relative to the inspection of illuminating oils,

Was passed,

Which motion prevailed, Mr. Morrow calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fridlender	Mr. Miller	Mr. Smith	
Beers	Garvelink	Morrow	Toan	
Boughner	Gilbert	Park	Wheeler	
Brown	Holcomb	Sabin	Wilcox	
Doran	McCormick	Sharp		19

NAYS.

Mr. Bastone	Mr. Wilkinson	Mr. Withington	Mr. Wisner	
Prindle				5

Mr. Morrow moved that the bill be referred to the committee on public health, with power to incur necessary expense in the consideration thereof;

Which motion prevailed, Mr. Fridlender calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fridlender	Mr. Morrow	Mr. Toan	
Boughner	Garvelink	Park	Wheeler	
Brown	Holcomb	Sabin	Wilcox	
Doran	McCormick	Smith	Wilkinson	16

NAYS.

Mr. Bastone	Mr. Miller	Mr. Sharp	Mr. Wisner	
Beers	Prindle			6

GENERAL ORDER

On motion of Mr. Fridlender,

The Senate went into committee of the whole on the general order, Whereupon

The President called Mr. Holcomb to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 275 (file No. 131), entitled

A bill to amend section 20 of chapter 3 of act No. 227 of the public acts of 1885, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor and to repeal all other laws relative thereto," approved June 20, 1885, being section No 1740d' of Howell's annotated statutes.

Also,

House bill No. 185 (file No. 130), entitled

A bill to incorporate the public schools of the township of Rust, in the county of Montmorency.

Also,

House bill No. 252 (file No. 226), entitled

A bill to incorporate the public schools of the township of Wheatfield, Montmorency county.

Also,

House joint resolution No. 8 (file No. 6), entitled

A joint resolution authorizing the Board of State Auditors to investigate, examine and settle any claim found to be due Robert Lake of the city of Jackson, against the State of Michigan, for damages or compensation, by reason of extra or additional work performed and material furnished by said Lake, at the request of the Warden and Board of Inspectors of the State Prison at Jackson, in this State,

Also,

House bill No. 431 (file No. 179), entitled

A bill to amend section 6 of an act entitled "An act to provide for a State Board of Equalization," approved April 7, 1851, as amended by act No. 85, public acts of 1871, approved April 8, 1871, being section 324 of Howell's annotated statutes.

Also,

House bill No. 21 (file No. 48), entitled

A bill to prohibit the use of oleomargarine, butterine, or any other substitute for butter in any of the public institutions of this State, and to provide the punishment therefor.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration

Senate bill No. 280, entitled

A bill to incorporate the order of Sons of St. George in this State.

Also,

Senate bill No. 267, entitled

A bill to provide for the incorporation of the Austrian Tyrolean Benevolent Society in this State.

Also,

Senate bill No. 90, entitled

A bill to amend an act entitled "An act to authorize the organization of

young men's christian associations," approved March 27, 1867, being chapter 177 of Howell's annotated statutes, by adding a new section thereto to stand as section 6.

Also,

House bill No. 132 (file No. 31), entitled

A bill to amend act No. 154 of the public acts of 1867, entitled "An act to authorize the organization of young men's christian associations, as amended by act No. 60 of the public acts of 1885, being chapter 177 of Howell's annotated statutes, by adding a section thereto, to stand as section six of said act.

Also,

House bill No. 233 (file No. 76), entitled

A bill to authorize the First Free Will Baptist church of Lansing, Michigan, to mortgage certain of its real estate for the purpose of paying its debts.

Also,

House bill No. 174 (file No. 64), entitled

A bill to amend section 1 of act No. 192, of the general laws of 1867, entitled "An act to provide for the incorporation of associations, conventions, conferences or religious bodies for literary, religious or other benevolent purposes," approved March 27, 1867, being section 4722 of Howell's annotated statutes, as amended by act No. 13, public acts of 1889, approved March 6, 1889.

Also,

House bill No. 615 (file No. 160), entitled

A bill to amend section four of an act entitled "An act to provide for the incorporation of associations for the purpose of establishing and sustaining churches and religious societies and Sabbath schools," approved May 10, 1883.

Have directed their chairman to report the same back to the Senate, with the recommendation that they be re-referred to the committee on religious and benevolent societies.

JAMES E. HOLCOMB, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Holcomb,

The Senate concurred in the recommendation of the committee regarding the second named bills, and the same were recommitted to the committee on religious and benevolent societies.

On motion of Mr. Bastone,

Senate bill No. 130 (file No. 68), entitled

A bill to amend sections 2, 3 and 5 of an act entitled "An act to incorporate the public schools of the township of Hillman, in the county of Montmorency," being act No. 450 of the local acts of 1889,

Was taken from the table.

On motion of Mr. Bastone,

The bill was referred to the committee on education and public schools.

By unanimous consent,

The committee on military affairs made the following report:

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 406 (file No. 195), entitled

A bill to amend section 11 of act No. 152 of the session laws of 1885,

entitled "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan," approved June 5, 1885, being compiler's section No. 1984 k of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in:

By inserting in line 10 of section 11, after the word "the" the words "date of the original,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Holcomb,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By unanimous consent,

The Senate resumed the order of

THIRD READING OF BILLS.

House bill No. 185 (file No. 230), entitled

A bill to incorporate the public schools of the township of Rust, in the county of Montmorency,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Holcomb	Mr. Prindle	Mr. Wheeler	
Benson	McCormick	Sabin	Wilcox	
Boughner	Miller	Smith	Wilkinson	
Brown	Morrow	Stevens	Withington	
Doran	Park	Toan	Wisner	
Gilbert	Porter	Weiss		23

NAYS.

0

Title agreed to.

On motion of Mr. Holcomb,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 252 (file No. 226), entitled

A bill to incorporate the public schools of the township of Wheatfield, Montmorency county,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Holcomb	Mr. Prindle	Mr. Wheeler
Benson	McCormick	Sabin	Wilcox
Boughner	Miller	Smith	Wilkinson

Mr. Brown	Mr. Morrow	Mr. Stevens	Mr. Withington	
Doran	Park	Toan	Wisner	
Gilbert	Porter	Weiss		23
NAYS.				0

Title agreed to.

On motion of Mr. Holcomb,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House joint resolution No. 8 (file No. 6), entitled

Joint resolution authorizing the Board of State Auditors to investigate, examine and settle any claim found to be due Robert Lake, of the city of Jackson, against the State of Michigan for damages or compensation, by reason of extra or additional work performed and material furnished by said Lake, at the request of the Warden and the Board of Inspectors of the State Prison at Jackson, in this State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Miller	Mr. Sabin	Mr. Wheeler	
Boughner	Morrow	Smith	Wilcox	
Doran	Park	Stevens	Wilkinson	
Gilbert	Porter	Toan	Withington	
Holcomb	Prindle	Weiss	Wisner	
McCormick				21

NAYS.

0

Title and preamble agreed to.

On motion of Mr. Withington,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

House bill No. 431 (file No. 179), entitled

A bill to amend section 6 of an act entitled "An act to provide for a State Board of Equalization," approved April 7, 1851, as amended by act No. 85, public acts of 1871, approved April 8, 1871, being section 324 of Howell's annotated statutes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Holcomb	Mr. Park	Mr. Wilcox	
Boughner	McCormick	Prindle	Wilkinson	
Brown	Miller	Stevens	Withington	
Doran	Morrow	Toan	Wisner	
Gilbert				17

NAYS.

Mr. Sabin	Mr. Smith	Mr. Wheeler	3
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Title agreed to.

On motion of Mr. McCormick,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Doran,
The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Withington to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 406 (file No. 195), entitled

A bill to amend section 11 of act No. 152 of the session laws of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan," approved June 5, 1885, being compiler's section No. 1984k, of Howell's annotated statutes of Michigan,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend its passage.

II.

The committee of the whole have also had under consideration
Senate bill No. 23 (file No. 5), entitled

A bill to prohibit the use of the term "bank" "banker" or "bankers" to designate the business carried on by any person or persons, firm or corporation, other than corporations organized under the banking law of this State or of the United States,

Have directed their chairman to report progress and ask leave to sit again.

WM. H. WITHINGTON, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Withington,

The Senate granted leave for a further consideration of the second named bill by the committee of the whole.

By unanimous consent,

Mr. Brown offered the following concurrent resolution:

WHEREAS, The manufacture of binding twine is now wholly under the control of certain combinations and trusts; and

WHEREAS, It is to the interest of a large number of the citizens of this State that the same shall be purchased at a fair and reasonable profit; and

WHEREAS, The manufacture of the same will in no way interfere with any industry in this State; therefore be it

Resolved, By the Senate (the House concurring) that three members of each body of the Legislature be appointed by the respective presiding officers thereof, to take into consideration the feasibility and advisability of establishing a plant for the manufacture of binding twine in the State House of correction and Reformatory at Ionia, under the auspices of the State. And that such joint committee have power to appoint a competent

person to visit the localities where such twine is manufactured and raw material and machinery sold. And that they report their conclusions and their doings thereon to this Legislature with all convenient speed.

The question being on the adoption of the concurrent resolution,

On motion of Mr. Milnes,

The resolution was laid on the table.

Mr. Park moved that when the Senate adjourns to day, it stand adjourned until Monday next at 9:15 o'clock P. M.

Mr. Fridlender moved, as an amendment, that when the Senate adjourns to day that it stand adjourned until tomorrow at 10 o'clock A. M.,

Which motion to amend prevailed,

Mr. Fridlender calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Fridlender	Mr. Porter	Mr. Wisner	
Beers	Holcomb	Wilkinson	President	
Boughner	McCormick			10

NAYS.

Mr. Gilbert	Mr. Park	Mr. Smith	Mr. Toan	
Miller	Sabin	Stevens	Withington	
Milnes				9

The question being on the original motion, as amended, the same did not prevail.

Mr. Milnes moved that when the Senate adjourns today, it stand adjourned until Monday next at 9:10 o'clock P. M.,

Which motion prevailed.

On motion of Mr. Doran,

The Senate adjourned.

Lansing. Monday, April 27, 1891.

The Senate met and was called to order by the President at 9:10 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Doran, Gilbert, Smith, Stevens and Toan.

On motion of Mr. Wisner,

All the absentees were granted leave of absence until tomorrow.

PRESENTATION OF PETITIONS.

No. 348. By Mr. Weiss: Protest of John P. Jaminet and 55 other residents of Detroit, against the passage of Senate bill No. 161, being a bill to regulate certain foreign secret or fraternal life insurance associations or corporations.

Referred to committee on religious and benevolent societies.

On motion of Mr. Weiss,

The protest was ordered spread on the Journal, as follows:

To the Honorable Senate of the State of Michigan:

The undersigned citizens of the State of Michigan and residents of Detroit, Mich., respectfully protest against the passage of Senate bill number 161, entitled "A bill to regulate certain foreign secret or fraternal life insurance associations or corporations," and for reasons therefor respectfully represent.

There are a large number of fraternal (not secret) associations existing in this State as branches of a parent association organized under the laws of some other State, designed for the moral and social improvement and advancement of their members, and as an incident of such organizations, create by assessments a beneficiary fund to be distributed among the families of deceased members. Such fraternal associations are not organized for gain or profit and the obligations, rights and duties of members are regulated by rules and laws adopted by the membership through representatives elected and assembled for that purpose.

Such rules and regulations are fully understood by members upon joining, and disobedience or disregard thereof, after fair trial and investigation, in the manner provided in such rules and regulations, subjects members to discipline, suspension or dismissal. The power to enforce such rules and regulations is absolutely necessary to preserve the harmonious life and carry out the benevolent purposes of such associations. The adoption of section six of said bill would deprive the association of the power of enforcing its laws which members consent to as a part of their contract and as a condition of their membership, thereby destroying their social and moral purposes and reducing them to the ordinary business of life insurance.

THIRD READING OF BILLS.

Senate bill No. 275 (file No. 131), entitled

A bill to amend section 20 of chapter 3 of act No. 227 of the public acts of 1885, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto," approved June 20, 1885, being section No. 1740d4 of Howell's annotated statutes so as to read as follows:

Was read a third time and pending the taking of a vote upon its passage, Mr. Wilcox, by unanimous consent, moved that the bill be amended as follows:

By inserting the following enacting section, to stand as section one of the bill:

SECTION 1. *The People of the State of Michigan enact:* That section 20 of chapter 3 of act No. 227 of the public acts of 1885, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto," approved June 20, 1885, being section No. 1740d4 of Howell's annotated statutes, be amended so as to read as follows:

Which motion to amend prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Wheeler
Benson	Holcomb	Porter	Wilcox
Beers	Miller	Prindle	Wilkinson
Brown	Milnes	Sabin	Withington
Fridlender	Morrow	Weiss	Wisner 20

NAYS.

0

Title agreed to.

On motion of Mr. Wilcox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 406 (file No. 195), entitled

A bill to amend section 11 of act No. 152 of the session laws of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors and marines, in the State of Michigan," approved June 5, 1885, being compiler' section No. 1984k of Howell's annotated statutes of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Mugford	Mr. Wheeler
Benson	Holcomb	Park	Wilcox
Beers	McCormick	Porter	Wilkinson
Boughner	Miller	Prindle	Withington
Brown	Milnes	Sabin	Wisner
Fridlender	Morrow	Weiss	23

NAYS.

0

Title agreed to.

On motion of Mr. Withington,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Morrow,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Sabin to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 135, entitled

A bill to provide for the protection of certain fur bearing animals in the State of Michigan, and to prohibit the catching and killing of the same during certain seasons, and to provide a penalty for the violation of the same.

Have made sundry amendments thereto, and have directed their chair-

man to report the same back to the Senate, asking concurrence therein, and recommend its passage.

II.

The committee of the whole have also had under consideration House bill No. 142 (file No. 87), entitled

A bill making an appropriation for the purchase of books for the State library, and for other purposes pertaining to the State library for the years 1891 and 1892.

Have directed their chairman to report progress and ask leave to sit again.

MARDEN SABIN, *Chairman.*

Report accepted.

On motion of Mr. Sabin,

The Senate concurred in the amendments made to the first named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Sabin,

The committee of the whole was granted leave for a further consideration of the second named bill.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 24, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit to the Senate the following:

House substitute for Senate bill No. 178, entitled

A bill to amend sections 2, 4, 27, 41, 43, 45, 55, 61, 62, 79, 87, 93, 146, 226, and 250, of an act entitled "An act to revise and amend the charter of the city of Ypsilanti," approved May 5, 1877, being act No. 328 of the session laws of 1877, as amended by act No. 400 of the session laws of 1881,

Which substitute has passed the House by a majority vote of all the members elect, and has been ordered to take immediate effect, by a vote of two-thirds of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to committee on cities and villages.

On motion of Mr. Wheeler,

The Senate adjourned.

Lansing, Tuesday, April 28, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Brown and Gilbert.

On motion of Mr. Wilcox,

Mr. Brown was granted leave of absence for the day.

On motion of Mr. Porter,

Mr. Gilbert was granted leave of absence for the day.

PRESENTATION OF PETITIONS.

No. 349. By Mr. Smith: Protest of John F. Ryan and 110 other residents of Detroit, against the passage of Senate bill No. 161, being a bill to regulate certain foreign secret or fraternal life insurance associations or corporations.

Referred to committee on religious and benevolent societies.

On motion of Mr. Smith,

The protest was ordered spread on the Journal, as follows:

To the Honorable the Senate of the State of Michigan:

The undersigned, citizens of the State of Michigan, and residents of Detroit, Mich., respectfully protest against the passage of Senate bill No. 161, entitled "A bill to regulate certain foreign secret or fraternal life insurance associations or corporations," and for reasons therefor respectfully represent:

There are a large number of fraternal (not secret) associations existing in this State as branches of a parent association organized under the laws of some other State, designed for the moral and social improvement and advancement of their members, and as an incident of such organizations, create by assessments a beneficiary fund to be distributed among the families of deceased members. Such fraternal associations are not organized for gain or profit, and the obligations, rights and duties of members are regulated by rules and laws adopted by the membership through representatives elected and assembled for that purpose.

Such rules and regulations are fully understood by members joining, and disobedience or disregard thereof, after fair trial and investigation in the manner provided in such rules and regulations, subjects members to discipline, suspension or dismissal. The power to enforce such rules and regulations is absolutely necessary to preserve the harmonious life and carry out the benevolent purposes of such associations. The adoption of section six of said bill would deprive the association of the power of enforcing its laws which members consent to as a part of their contract and as a condition of their membership, thereby destroying their social and moral purposes and reducing them to the ordinary business of life insurance.

No. 350. By Mr. Smith: Similar protest of Andrew O'Boyle and 70 other residents of Detroit, same subject.

Same reference.

No. 351. By Mr. Smith: Sinilar protest of Henry Ewald and 80 other residents of Detroit, same subject.

Same reference.

No. 352. By Mr. Smith: Similar protest of John Schroeder and 180 other residents of Detroit, same subject.

Same reference.

No. 353. By Mr. Doran: Resolutions of Stephens' assembly, K. of L. of Grand Rapids, opposing the bill for the establishment of free employment agencies in certain cities of the State.

Referred to committee on labor interests.

On motion of Mr. Doran,

The resolutions were ordered spread upon the Journal as follows:

Grand Rapids, Mich., April 23, 1891.

At a regular meeting of Stephens Local Assembly 3526 K. of L. on this date it was, after a full discussion: *Resolved*, That this Assembly enter a decided protest against the proposed free employment agency bill, said bill being in the judgment of this assembly antagonistic to labor by affording employers a means of advertising for men in different localities in case of a strike or lock out of their own men, thus aiming a blow at the purposes of labor organizations. Further, it was deemed unwise to tax the people for the purpose of creating new appointive offices that might be used as political machines run in the interest of the dominant party. It was further resolved that we ask of the State government that the employment bureaus already in existence be kept under strict control by State law, as they are too often used to ensnare the unwary young girls who apply through them for situations. We ask that they be conducted only by responsible persons properly licensed and that their fees shall be regulated by a State law.

PATRICK H. THOMPSON,
M. W. S. A. 3526, K. of L.

ROBERT MILNE,
SECY. S. A. 3526, K. of L.

No. 354. By Mr. Wilcox: Petition of the W. C. T. U. of Corunna, recommending the continuance of the State Board of Health; also asking the passage of a prohibitory liquor law.

Referred to committee on liquor traffic.

On motion of Mr. Wilcox,

The petition was ordered spread on the Journal, as follows:

Corunna, April 24, 1891.

To the Honorable the Senate and House of Representatives of the State of Michigan:

The report from the State Board of Health received by the Corunna Woman's Christian Temperance Union has been examined.

Being authorized to reply would say:

We appreciate the services rendered by the board, the saving of 1,100 lives annually, and recommend the continuance of the board.

We find statistics report three times that number of deaths yearly from the legalized intoxicating drinks.

We therefore pray your honorable body to immortalize your record by prohibiting them.

Truly yours,

MRS. D. W. BALL, *President W. C. T. U.*

MESSAGE FROM THE GOVERNOR.

The President announced a communication from the Governor upon executive business,

The communication was received.

On motion of Mr. Smith,

The Senate went into

EXECUTIVE SESSION,

The time being 10:10 o'clock A. M.

The executive session closed, the time being 10.25 o'clock A. M.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 27, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 488 (file No. 304), entitled

A bill to amend section 190 of chapter 178 of the compiled laws of 1871 as amended by act No. 12 of the session laws of the year 1873, being section 7005 of Howell's annotated statutes of 1882, relative to appeals from courts held by justices of the peace,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 28, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 424 (file No. 291), entitled

A bill making an appropriation for the Michigan School for the Blind for the years 1891 and 1892.

Also,

House bill No. 98 (file No. 316), entitled

A bill to provide for the collection of delinquent drain taxes in Monroe county, which were assessed under act No. 227 of the public acts of 1885, and under that act as amended by public acts of 1887 and 1889, and not properly returned to the Auditor General.

Also,

House bill No. 784 (file No. 292), entitled

A bill to revise the charter of the village of Blissfield.

Also,

House bill No. 774 (file No. 310), entitled
A bill to amend the charter of the city of Adrian.

Also,

House bill No. 458 (file No. 318), entitled

A bill to repeal act No. 465 of the local acts of 1889, being an act entitled "An act to incorporate the public schools of the village of Highland Park, Wayne county," approved June 29, 1889, and to reincorporate such school district under the name of the public schools of Highland Park, and to provide for the payment of the obligations of such school district.

Also,

House bill No. 681, entitled

A bill to incorporate the city of Harrison in the county of Clare.

Also,

House bill No. 92 (file No. 170), entitled

A bill to amend sections one, two and three of act number 122 of the public acts of the year 1877, entitled "An act for the incorporation of associations for yachting, hunting, fishing, boating, rowing and other lawful sporting purposes," approved May 14, 1877, the same being sections 4817, 4818, and 4819 of Howell's annotated statutes of the State of Michigan.

Also,

House bill No. 109 (file No. 28), entitled

A bill requiring certain of the regular terms of the circuit court for the county of Berrien to be hereafter held within the city of Niles in said county,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on School for the Blind.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The fourth named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The fifth named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The sixth named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The seventh named bill was read a first and second time by its title, and referred to the committee on State affairs.

The eighth named bill was read a first and second time by its title, and referred to the committee on judiciary.

On motion of Mr. Crocker,

Senate bill No. 255, entitled

A bill to amend act No. 136 of the session laws of Michigan of 1885,

Was taken from the table.

On motion of Mr. Crocker,

The bill was referred to the committee on judiciary.

THIRD READING OF BILLS.

Senate bill No. 135, entitled

A bill to provide for the protection of certain fur-bearing animals in the State of Michigan, and to prohibit the catching and killing of the same during certain seasons, and to provide a penalty for the violation of the same,

Was read a third time and pending the taking of a vote upon its passage,

Mr. Fridlender moved that the enacting clause be stricken out;

Which motion prevailed, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone
Benson
Boughner
Doran

Mr. Fridlender
Garvelink
McCormick

Mr. Mugford
Porter
Toan

Mr. Wilcox
Withington
Wisner

13

NAYS.

Mr. Beers
Holcomb
Miller

Mr. Milnes
Park
Sabin

Mr. Smith
Stevens
Taylor

Mr. Weiss
Wheeler
Wilkinson 12

Mr. Milnes thereupon rose to a point of order, his point being that the enacting clause had not been stricken out by the above vote, on the ground that such action requires under the rules, a vote of a majority of all the Senators elect.

The President declared the point of order as not well taken.

On motion of Mr. Milnes,

The bill was then laid on the table.

House bill No. 21 (file No. 48), entitled

A bill to prohibit the use of oleomargarine, butterine, or any other substitute for butter in any of the public institutions of this State, and to provide the punishment therefor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone
Benson
Boughner
Doran
Garvelink

Mr. Holcomb
McCormick
Miller
Milnes
Mugford

Mr. Park
Prindle
Smith
Taylor

Mr. Toan
Wheeler
Wilcox
Wilkinson

18

NAYS.

Mr. Fridlender
Porter

Mr. Sabin

Mr. Stevens

Mr. Withington

5

Title agreed to.

GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Milnes to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 126 (file No. 192), entitled

A bill to provide for the purchase or condemnation of the franchise of plank or toll road companies by electric or street railroad companies,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

II.

The committee of the whole have also had under consideration,

Senate bill No. 172 (file No. 191), entitled

A bill to regulate and improve the civil service of the State and to create a commission therefor,

Have directed their chairman to report the same back to the Senate, with the recommendation that all after the enacting clause be stricken out.

A. MILNES, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

Mr. Crocker moved that the Senate concur in the recommendation of the committee, viz., to strike out all after the enacting clause of the second named bill.

Which motion prevailed, Mr. Taylor calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlander	Mr. Miller	Mr. Smith	
Beers	Holcomb	Mugford	Wilcox	
Boughner	McCormick	Porter	Wisner	
Crocker				13

NAYS.

Mr. Benson	Mr. Park	Mr. Stevens	Mr. Wilkinson	
Garvelink	Prindle	Taylor	Withington	
Milnes	Sabin	Toan		11

On motion of Mr. Smith,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 355. By Mr. Porter: Protest of J. R. Magnan and 67 other residents of Muskegon, against the passage of the bill relative to foreign secret or fraternal life insurance associations or corporations.

Referred to committee on religious and benevolent societies.

On motion of Mr. Porter,

The protest was ordered spread on the Journal, as follows:

To the Honorable Senate of the State of Michigan:

The undersigned citizens of the State of Michigan and residents of Muskegon, Mich., respectfully protest against the passage of Senate bill number 161, entitled "A bill to regulate certain foreign secret or fraternal life insurance associations or corporations," and for reasons therefor respectfully represent.

There are a large number of fraternal (not secret) associations existing in this State as branches of a parent association organized under the laws of some other State, designed for the moral and social improvement and advancement of their members, and as an incident of such organizations, create by assessments a beneficiary fund to be distributed among the families of deceased members. Such fraternal associations are not organized for gain or profit and the obligations, rights and duties of members are regulated by rules and laws adopted by the membership through representatives elected and assembled for that purpose.

Such rules and regulations are fully understood by members upon joining, and disobedience or disregard thereof, after fair trial and investigation, in the manner provided in such rules and regulations, subjects members to discipline, suspension or dismissal. The power to enforce such rules and regulations is absolutely necessary to preserve the harmonious life and carry out the benevolent purposes of such associations. The adoption of section six of said bill would deprive the association of the power of enforcing its laws which members consent to as a part of their contract and as a condition of their membership, thereby destroying their social and moral purposes and reducing them to the ordinary business of life insurance.

No. 356. By Mr. Toan: Protest of Chas. G. Bolte and 46 others, same subject.

Same reference.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 169, entitled

A bill to incorporate the village of Bellaire in Antrim county.

C. B. BOUGHNER, *Chairman.*

Report accepted.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 28, 1891.

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 196, entitled

A bill to reincorporate the village of L'Anse, in the county of Baraga, Michigan,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 28, 1891.

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 19 (file No. 320), entitled

A bill to amend sections 5 and 9 of act No. 140 of the public acts of 1889, being an act entitled "An act to authorize the formation of corporations for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon," approved June 8, 1889.

Also,

House bill No. 412 (file No. 280), entitled

A bill to incorporate the public schools of the city of North Muskegon.

Also,

House bill No. 325 (file No. 268), entitled

A bill to amend section 4 of act No. 174 of the public acts of 1881, entitled "An act to prevent the spread of the yellows, a contagious disease among peach, almond, apricot and nectarine trees, and to provide measures for the eradication of the same," being section No. 2228 of Howell's annotated statutes and to repeal act No. 32 of the session laws of 1879,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on banks and corporations.

The second named bill was read a first and second time by its title and referred to the committee on education and public schools.

The third named bill was read a first and second time by its title and referred to the committee on horticulture.

By unanimous consent,

The committee on counties and townships made the following report:

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 243 (file No. 96), entitled

A bill to authorize the township board of the township of Nunda, in Cheboygan county, to raise money to make public improvements in the township of Nunda,

Respectfully report they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By unanimous consent,

The committee on judiciary made the following report:

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 255, entitled

A bill to amend Act No. 136 of the session laws of Michigan of 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections six and ten of Act number one hundred and thirty-six of the session laws of 1885, being an act entitled "An act to provide for the appointment, compensation, and duties of a stenographer of the sixteenth judicial circuit,"

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the substitute reported for the bill by the committee.

On motion of Mr. Crocker,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill as substituted was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone
Benson
Beers
Boughner

Mr. Garvelink
Holcomb
McCormick
Miller

Mr. Park
Porter
Prindle
Sabín

Mr. Toan
Weiss
Wheeler
Wilcox

Mr. Crocker	Mr. Milnes	Mr. Smith	Mr. Wilkinson	
Doran	Morrow	Stevens	Wisner	
Fridlender	Mugford	Taylor		27

NAYS.

0

Title agreed to.

On motion of Mr. Crocker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Holcomb,

By unanimous consent,

The rules were suspended and the committee of the whole was discharged from the further consideration of

Senate bill No. 243 (file No. 96), entitled

A bill to authorize the township board of the township of Nunda, in Cheboygan county, to raise money to make public improvements in the township of Nunda.

[On motion of Mr. Holcomb,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Park	Mr. Toan	
Benson	Holcomb	Porter	Weiss	
Beers	McCormick	Prindle	Wheeler	
Boughner	Miller	Sabin	Wilcox	
Crocker	Milnes	Smith	Wilkinson	
Doran	Morrow	Stevens	Wisner	
Fridlender	Mugford	Taylor		27

NAYS.

0

Title agreed to.

On motion of Mr. Holcomb,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

THIRD READING OF BILLS.

Senate bill No. 126 (file No. 192), entitled

A bill to provide for the purchase or condemnation of the franchise of plank or toll road companies by electric or street railroad companies,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Holcomb	Mr. Porter	Mr. Toan
Benson	McCormick	Prindle	Weiss

Mr. Beers	Mr. Miller	Mr. Sabin	Mr. Wheeler	
Crocker	Milnes	Smith	Wilcox	
Doran	Morrow	Stevens	Wilkinson	
Fridlender	Mugford	Taylor	Wisner	
Garvelink	Park			26

NAYS.

0

Title agreed to.

On motion of Mr. Crocker,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Park,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Park to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate substitute for Senate bill No. 288 and Senate bill No. 304 (file No. 190), entitled

A bill to divide the State of Michigan into twelve Congressional districts.

Also,

Senate bill No. 252 (file No. 176), entitled

A bill to regulate the practice and business of embalming the dead bodies of human beings.

Also,

House bill No. 142 (file No. 87), entitled

A bill making an appropriation for the purchase of books for the State library and for other purposes pertaining to the State library for the years 1891 and 1892,

Have made no amendments thereto and have directed their chairman to report the same back to the Senate and recommend their passage.

II.

The committee of the whole have also had under consideration

Senate bill No. 23 (file No. 5), entitled

A bill to prohibit the use of the term "bank," "banker," or "bankers," to designate the business carried on by any person or persons, firm or corporation, other than corporations organized under the banking law of this State or of the United States,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate asking concurrence therein, and recommend its passage.

PETER E. PARK, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills
On motion of Mr. Park,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

By unanimous consent,

The Senate resumed the order of

THIRD READING OF BILLS.

Senate bill No. 252 (file No. 176), entitled

A bill to regulate the practice and business of embalming the dead bodies of human beings,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Porter	Mr. Toan
Beers	Miller	Prindle	Weiss
Boughner	Milnes	Sabin	Wheeler
Crocker	Morrow	Smith	Wilcox
Doran	Mugford	Stevens	Wilkinson
Fridlender	Park	Taylor	Wisner

24

NAYS.

0

Title agreed to.

House bill No. 142 (file No. 87), entitled

A bill making an appropriation for the purchase of books for the State library, and for other purposes pertaining to the State library for the years 1891 and 1892,

Was read a third time and pending the taking of a vote upon its passage

Mr. Milnes moved that there be a call of the Senate,

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and Mr. Smith was reported as absent without leave.

On motion of Mr. Withington,

All further proceedings under the call were dispensed with.

The question being upon the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Miller	Mr. Sabin	Mr. Weiss
Crocker	Milnes	Stevens	Wheeler
Doran	Mugford	Taylor	Wilkinson
Fridlender	Prindle	Toan	Withington
Garvelink			

17

NAYS.

Mr. Bastone	Mr. Holcomb	Mr. Park	Mr. Wilcox
Beers,	McCormick	Porter	Wisner
Boughner	Morrow		

10

Title agreed to.

Senate bill No. 23 (file No. 5), entitled

A bill to prohibit the use of the term "bank," "banker" or "bankers," to designate the business carried on by any person or persons, firm or corporation, other than corporations organized under the banking law of this State or of the United States,

Was read a third time and pending the taking of a vote upon its passage, Mr. Crocker moved that the enacting clause of the bill be stricken out,

Which motion prevailed, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Miller	Mr. Smith	
Beers	Garvelink	Mugford	Toan	
Crocker	Holcomb	Porter	Wilcox	
Doran	McCormick	Sabin	Wisner	16

NAYS.

Mr. Benson	Mr. Park	Mr. Weiss	Mr. Wilkinson	
Milnes	Prindle	Wheeler	Withington	
Morrow	Stevens			10

The President having announced that the motion prevailed,

Mr. Milnes rose to a point of order, his point being that the foregoing motion did not prevail, on the ground that the same would have required, under the rules, the affirmative vote of a majority of all the Senators elect.

The President declared the point of order as not well taken.

On motion of Mr. Park,

The bill was then laid on the table.

By unanimous consent,

The committee on cities and villages and judiciary jointly made the following report:

By the committee on cities and villages and judiciary, jointly:

The committee on cities and villages and judiciary, to whom was referred

Senate bill No. 320 (file No. 134), entitled

A bill to authorize the county of Wayne to condemn lands to the public use for county buildings,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By unanimous consent,

Mr. Park presented the following petition:

No. 357. By Mr. Park: Protest of Mathew Markey and 34 other residents of Detroit, against the passage of the bill relative to foreign secret and fraternal life insurance associations or corporations.

Referred to the committee on religious and benevolent societies.

On motion of Mr. Benson,
 Senate bill No. 324, entitled
 A bill to provide for the establishment of lady professorships in the
 University of the State of Michigan,
 Was taken from the table,
 On motion of Mr. Benson,
 The bill was referred to the committee on banks and corporations.
 On motion of Mr. Park,
 The Senate adjourned.

Lansing, Wednesday, April 29, 1891.

The Senate met and was called to order by the President.
 Religious exercises by Rev. S. R. Cook.
 Roll called: a quorum present.
 Absent without leave: Messrs. Gilbert, Sharp and Taylor.
 On motion of Mr. Milnes,
 Mr. Taylor was granted leave of absence for the day.

PRESENTATION OF PETITIONS.

No. 358. By Mr. Weiss: Resolutions of the common council of the
 city of Detroit relative to the local taxation of railroads.
 Referred to select committee on taxation.
 On motion of Mr. Weiss,
 The resolutions were ordered spread on the Journal, as follows:

CITY OF DETROIT, CITY CLERK'S OFFICE, }
Detroit April 22, 1891. }

At a regular session of the common council, held on Tuesday, April 21,
 1891, the following report and resolutions were unanimously adopted.

Very respectfully,

A. G. KRONBERG, *City Clerk.*

The following is the report and resolution:

CHARTER AND CITY LEGISLATION.

To the Honorable, the Common Council:

GENTLEMEN—Your committee on charter and city legislation, respectfully represent that there is a bill now pending in the Legislature providing for the repeal of the charters and laws which exempt railroad property from local taxation, which bill in our judgment should become a law; we therefore recommend the adoption of the resolution submitted herewith, as an expression of judgment of this body.

Respectfully yours,

FERDINAND AMOS,
 WILLIAM O'REGAN,
 WM. B. THOMPSON.

Accepted, and leave being granted the following resolution was offered:
By Alderman AMOS:

WHEREAS, There is a bill now before the Legislature of this State introduced in the Senate by the Hon. Senator Park, which provides for the repeal of the special charters and general railroad laws, that exempt railroad property from local taxation; Now, therefore,

Resolved, That it is the judgment of the common council of the city of Detroit that the passage of said bill is a matter of vital importance, not only to the people of this city, but to all the people in every city, village and township throughout the State. This statement is borne out by the official figures received from other municipalities in this State; for whereas Detroit has within its corporate limits about twenty per cent of total assessed valuation, other cities like Marquette, Saginaw, Grand Rapids, Kalamazoo, Jackson, Ironwood and Port Huron have a much larger per cent of railroad property, enjoying all the benefits of local government, and to which, as in Detroit, they do not contribute one cent. In this connection it is proper to state that the bill in question does not propose to alter or change the present specific tax, paid by the railroads in this commonwealth to the State in lieu of State taxes; so that localities that do not have any railroads will not lose by the passage of the bill; but localities that have railroad property will be able to assess and collect the same amount from these favored corporations, in proportion to their holdings, that the local property owner has to pay, and bring the railroad tax laws of Michigan into line with the other states of the Union, where all the railroads have to pay their local taxes, the same as the individual taxpayer has. In Chicago, for instance, three railroad companies which do business in Detroit and escape local taxation, namely: the Michigan Central, the Grand Trunk, and the Lake Shore and Michigan Southern, paid to the city in 1890, in the shape of local taxes, the sum of \$89,980.97.

Resolved, That the members of the Senate and House of Representatives from Wayne county, be and they are hereby requested to use all their influence to aid the passage of said bill.

Resolved, That the coöperation and influence of every city, village and township in the State be and the same is hereby requested to aid in securing the passage of said bill.

Resolved, The city clerk be and he is hereby instructed to have this resolution printed in proper form, and mail a copy thereof to every member of the State Legislature, to the mayor of every city, to the president of every village, and to the various supervisors of all townships throughout the State, so that they can aid us by their influence with the various Representatives, in securing the passage of said bill.

Unanimously adopted.

No. 359. By Mr. McCormick: Resolutions of same body, same subject.

Same reference.

REPORTS OF STANDING COMMITTEES.

By the committee on asylums for the insane:

The committee on asylums for the insane, to whom was referred

House bill No. 4 (file No. 78), entitled

A bill to provide for the committing of pauper insane persons to the Wayne County Insane Asylum, and for the transfer of such persons to the

State Asylum and from the State Asylum to the said county asylum, and to provide for the support and maintenance of such insane persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Sec. 1, line 2, strike out the word "shall" and insert in lieu thereof the words "may in his discretion."

Sec. 3, line 2, after the word "indigent" insert the words "or pauper."

Section 3, line 7, before the word "provided" insert the following: "The medical superintendent of the Eastern Michigan Asylum may, with the consent of the trustees thereof, transfer to said Wayne County Asylum any indigent or pauper insane person or persons under treatment at the expense of the State of Michigan, who have been committed to the Eastern Michigan Asylum from Wayne county, and the account for the maintenance of such patients shall be allowed by the Board of State Auditors, and paid by the State of Michigan, on proper accounts, certified, as provided in section 1 of this act."

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on supplies and expenses:

The committee on supplies and expenses to whom was referred the following bill of the Americanus Water Co. 1891:

March 31, To Americanus supply	March 2d, to 7, inclusive 6 days	\$6 00
	3 days from 9th, to 11th, inclusive	3 00
	16th to 21st 23 to 28th 12 days	12 00
	Supply for 30th and 31st	2 00
		<hr/>
		\$23 00

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill be paid and ask to be discharged from the further consideration of the subject.

WM. MILLER, *Chairman.*

The report was accepted and the bill was ordered paid.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 32 (file No. 296), entitled

A bill to amend sections 26 and 29 of an act entitled "An act to amend sections 26 and 29 of act No. 147 of the session laws of 1877, entitled 'An act to revise and amend sections 6, 11, 13, 19 and 21 of an act entitled 'An act to provide for a municipal court in the city of Grand Rapids, to be called the superior court of Grand Rapids,' being act No. 49 of the session laws of 1875, approved March 24, 1875, as amended by act No. 100 of the session laws of 1879, entitled 'An act to amend sections 26, 28 and 29

of act No. 147, of the session laws of 1877, entitled 'An act to revise and amend sections 6, 11, 13, 19 and 21 of an act entitled 'An act to provide for a municipal court in the city of Grand Rapids to be called the superior court of Grand Rapids,''' being act No. 49 of the session laws of 1875, approved March 24, 1875, and to add six new sections to the act to stand as sections 24, 25, 26, 27, 28 and 29, approved May 23, 1879,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Mugford	Mr. Toan	
Benson	Fridlander	Porter	Weiss	
Beers	Garvelink	Prindle	Wheeler	
Boughner	McCormick	Sabin	Wilcox	
Crocker	Milnes	Smith	Wilkinson	
Doran	Morrow	Stevens	Wisner	24

NAYS.

0

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 28, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 383 (file No. 324), entitled

A bill to designate and establish a State road in Bay county, to be known as the West Bay City and Bangor State road.

House bill No. 87 (file No. 237), entitled

A bill to amend sections one and two, of act No. 275 of the public acts of 1887, entitled "An act to prohibit railroad companies from taking up their tracks, abandoning their stations, and failing to operate their roads in certain cases."

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title and referred to the committee on railroads.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 28, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 771 (file No. 300), entitled

A bill to provide for the retirement of aged disabled policemen and firemen in the employment of the city of Grand Rapids, and for the payment of pensions to the wives and children and widowed mothers of deceased policemen and firemen, killed in the service of the city of Grand Rapids.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Weiss
Benson	Garvelink	Porter	Wheeler
Beers	Holcomb	Prindle	Wilcox
Boughner	McCormick	Sabin	Wilkinson
Brown	Miller	Smith	Withington
Doran	Milnes	Toan	Wisner
Fleishem	Mugford		

26

NAYS.

0

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 28, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:
Senate bill No. 43, entitled

A bill to incorporate the public schools of the township of Ontonagon in the county of Ontonagon,

And to inform the Senate that the House has amended the same as follows:

By striking out of line 9 of section 2 the words "is intended" and inserting in lieu thereof the words "shall be elected."

Also, by striking out of lines 14 and 15 of section 4 the words "he shall also before entering upon the duties of his office."

Also, by inserting after the word "office" in line 14 of section 4 the word "and."

Also, by inserting in line 3 of section 7 after the word "enjoined" the word "upon."

Also, by inserting in line 2 of section 15 after the words "fifty cents" the word "each,"

In the passage of which as amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the amendments made by the House to the bill,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Park	Mr. Weiss
Benson	Holcomb	Porter	Wheeler
Beers	McCormick	Prindle	Wilcox
Boughner	Miller	Sabin	Wilkinson
Brown	Milnes	Smith	Withington
Fleishem	Morrow	Toan	Wisner
Fridlender	Mugford		
			26

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 28, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 766 (file No. 312), entitled

A bill to provide for a Central Board of Control which shall have the management and control of the State Public School at Coldwater, the Michigan School for the Blind at Lansing, and the Michigan Institution for the Education of the Deaf and Dumb at Flint, to prescribe the powers of said board, to abolish the present boards of said institutions, and to repeal all laws inconsistent with the provisions of this act.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference,

Mr. Milnes moved that the bill be referred to the committee on judiciary;

Which motion prevailed, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshiem	Mr. Prindle	Mr. Wheeler	
Benson	Fridlender	Sabin	Wilcox	
Beers	Garvelink	Smith	Wilkinson	
Boughner	Holcomb	Toan	Withington	
Brown	Miller	Weiss	Wisner	
Doran	Milnes			22

NAYS.

Mr. McCormick	Mr. Mugford	Mr. Park	3
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By unanimous consent,

The committee on cities and villages made the following report:

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 148 (file No. 187), entitled

A bill to reincorporate the village of Fenton, Genesee county, Michigan, and to repeal all inconsistent acts and parts of acts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in.

Article 3, section 1, in line 3 strike out the figures "1891" and insert in lieu thereof the figures "1892."

Section 4, in line 4 strike out the words "except the first election, where only five days' notice shall be required."

Article 22, section 4, in line 7, strike out the word "three" and insert in lieu thereof the word "two,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Benson,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill as amended was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Weiss	
Benson	Garvelink	Park	Wheeler	
Beers	Holcomb	Porter	Wilcox	
Boughner	McCormick	Prindle	Wilkinson	
Brown	Miller	Sabin	Withington	
Doran	Milnes	Smith	Wisner	
Fleshiem	Morrow	Toan		27

NAYS.

0

Title agreed to

On motion of Mr. Benson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

The committee on religious and benevolent societies made the following reports:

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

Senate bill No. 280, entitled

A bill to incorporate the order of the "Sons of St. George" in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

House bill No. 233 (file No. 76), entitled

A bill to authorize the First Free Will Baptist Church of Lansing, Michigan, to mortgage certain of its real estate for the purpose of paying its debts,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

House bill No. 132 (file No. 31), entitled

A bill to amend act No. 154 of the public acts of 1867, entitled "An act to authorize the organization of young men's christian associations," as amended by act number 60 of the public acts of 1885, being chapter 177 of Howell's annotated statutes, by adding a section thereto to stand as section 6 of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on religious and benovolent societies:

The committee on religious and benovolent societies, to whom was referred

House bill No. 174 (file No. 64), entitled

A bill to amend section 1 of act No. 192 of the general laws of 1867, entitled "An act to provide for the incorporation of associations, conventions, conferences, or religious bodies, for literary, religious or other benevolent purposes," approved March 27, 1867, being section 4722 of Howell's annotated statutes, as amended by act No. 13, public acts of 1889, approved March 6, 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. B. BROWN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By unanimous consent,

Mr. Doran presented the following petition:

No. 360. By Mr. Doran: Protest of Big Rapids Furniture Manufacturing Company and employees, against the appropriation of \$40,000 for building a furniture factory at the Reformatory at Ionia.

Referred to select committee on appropriation for Reformatory at Ionia.

No. 361. By Mr. Smith: Protest of A. Poselius and 375 other residents of Detroit; same subject.

Same reference.

No. 362. By Mr. Holcomb: Petition of A. F. Thatcher and 9 others, asking the passage of the bill for the regulation of building and loan associations, with the addition of certain amendments proposed.

Referred to committee on banks and corporations.

MOTIONS AND RESOLUTIONS.

Mr. Miller offered the following resolution:

Resolved, That the committee on supplies and expenses be instructed by this Senate to dispense with any further expenses in the way of "mineral water" known as "Americanus water" and that the same be discontinued on and after this date.

The question being on the adoption of the resolution,

The resolution was adopted.

On motion of Mr. Beers,

The Senate took a recess until 2 o'clock P. M.

AFTER RECESS.

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

SPECIAL ORDER OF THE DAY.

The special order of the day being the consideration of House bill No. 541 (file No. 271), entitled

A bill to provide for the election of electors of President and Vice President of the United States and to repeal all other acts and parts of acts in conflict herewith,

And the President having announced that the time for the consideration of the same had arrived,

Pending a third reading of the bill,

Mr. Wisner moved that there be a call of the Senate;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary and Senators Crocker, Park and Wheeler were reported as absent without leave.

Mr. Crocker appeared at the bar of the Senate, and having been admitted and made excuse for his absence without leave,

On motion of Mr. Wisner,

Mr. Crocker was excused.

Mr. Park appeared at the bar of the Senate, and having been admitted and made excuse for his absence without leave,

On motion of Mr. Wisner,

Mr. Park was excused.

On motion of Mr. Wisner,

Mr. Wheeler was excused from the operation of the call.

On motion of Mr. Wisner,

All further proceedings under the call were dispensed with.

The question being upon the passage of the bill,

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Miller	Mr. Porter
Benson	Fridlander	Morrow	Sharp
Beers	Gilbert	Mugford	Smith
Boughner	Holcomb	Park	Wisner
Crocker	McCormick		

18

NAYS.

Mr. Brown	Mr. Prindle	Mr. Toan	Mr. Wilcox
Fleishem	Sabin	Weiss	Wilkinson
Garvelink	Stevens	Wheeler	Withington
Milnes			

13

Title agreed to.

REPORTS OF STANDING COMMITTEES.

By the select committee on apportionment:

The select committee on apportionment, to whom was referred
House bill No. 134 (file No. 314), entitled

A bill to apportion anew the Representatives among the several counties and districts of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARTIN CROCKER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

On motion of Mr. Crocker,

The bill was made the special order, to be considered by the committee of the whole, for to-morrow at 2:30 o'clock P. M.

By the committee on State affairs:

The committee on State affairs to whom was referred

House bill No. 420 (file No. 252), entitled

A bill authorizing the incorporation of poultry and pet stock associations in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. SHARP, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Normal School:

The committee on Normal School, to whom was referred

House bill No. 241 (file No. 286), entitled

A bill to make an appropriation for the erection of water closets at the State Normal School in Ypsilanti, and for providing the necessary sewer connections therewith;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on Normal School:

The committee on Normal School, to whom was referred

House bill No. 222 (file No. 287), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1891 and 1892,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. McCORMICK, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the select committee on elections:

The select committee on elections, to whom was referred

Senate bill No. 64 (file No. 10), entitled

A bill concerning elections, providing penalties for the violation of the same, and repealing all laws in conflict therewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 774 (file No. 310), entitled

A bill to amend the charter of the city of Adrian,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Morrow,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Toan	
Benson	Garvelink	Park	Weiss	
Beers	Gilbert	Porter	Wheeler	
Boughner	Holcomb	Sabin	Wilcox	
Brown	McCormick	Sharp	Wilkinson	
Crocker	Miller	Smith	Withington	
Doran	Milnes	Stevens	Wisner	
Fleishem	Morrow			30

NAYS.

0

Title agreed to.

On motion of Mr. Morrow,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on School for the Blind:

The committee on School for the Blind, to whom was referred

House bill No. 424 (file No. 291), entitled

A bill making an appropriation for the Michigan School for the Blind for the years 1891 and 1892,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 142 (file No. 75), entitled

A bill to amend section one of act number three hundred and fifty-two of the session laws of 1879, approved April 19, 1879, entitled "An act to incorporate the village of Vassar, in the county of Tuscola," as amended by act No. 343 of the local acts of 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and corporations:

The committee on banks and corporations, to whom was referred

House bill No. 201 (file No. 79), entitled

A bill to authorize the incorporation of veterinary medical associations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and corporations:

The committee on banks and corporations, to whom was referred

House bill No. 19 (file No. 320), entitled

A bill to amend sections 5 and 9 of act No. 140 of the public acts of 1889, being an act entitled "An act to authorize the formation of corporations for acquiring, holding, leasing, and selling real estate, and for the erection of buildings thereon," approved June 8, 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred
House bill No. 260 (file No. 173), entitled

A bill to amend section 8 of chapter 3 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881, the same being section 1346 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 456 (file No. 163), entitled

A bill to provide for the laying out and establishing a State road in Bay county, to be known as "the Bangor State road,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

Senate bill No. 235, entitled

A bill repealing act No. 231 of the session laws of 1889, being "An act to amend section 27 of chapter 1 of act No. 243 of the public acts of 1881, being an act relating to the establishment, opening, improvement and maintaining of private roads, and the building, repairing and preservation of bridges within this State," as amended by act No. 166 of the public acts of 1883, approved July 1, 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 27 of chapter 1 of act 243 of the public acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintaining of highways and private roads, and building, repairing and preservation of bridges within this State," as amended by act No. 166 of the public acts of 1883, as amended by act No. 231 of the public acts of 1889,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Holcomb,
The Senate concurred in the substitute reported for the bill by the committee.

The bill as substituted was referred to the committee of the whole and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 172 (file No. 162), entitled

A bill to prevent fast riding or driving across the bridges in the Bay county bridge district,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By unanimous consent,

Mr. Sharp presented the following petition:

No. 363. By Mr. Sharp: Petition of fifty citizens of Sault Ste. Marie, asking for the passage of the bill to establish free employment offices in certain of the cities in the State.

Referred to the committee on labor interests.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, April 29, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 169, being

An act to incorporate the village of Bellaire, in Antrim county.

EDWIN B. WINANS, *Governor.*

The message was received.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 29, 1891. }

To the President of the Senate:

Sir—I am instructed by the House to transmit the following:

House bill No. 6 (file No. 32), entitled

A bill to provide for the taxation of railway or railroad companies organized and existing under any special act or acts of incorporation or consolidation, or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to committee on railroads.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 29, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 721 (file No. 309), entitled

A bill to secure to the people of the State of Michigan certain rights on any of the navigable or meandered waters of this State, where fish have been or hereafter may be propagated, planted or spread at the expense of the people of this State or the United States,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on judiciary and fisheries jointly.

MOTIONS AND RESOLUTIONS.

Mr. Milnes moved that the action of the Senate by which the resolution dispensing with the further use by the Senate of Americanus water was adopted,

Be reconsidered,

Which motion prevailed.

On motion of Mr. Milnes,

The consideration of the adoption of the resolution was indefinitely postponed.

THIRD READING OF BILLS.

Senate substitute for Senate bill No. 288 and Senate bill No. 304 (file No. 190), entitled

A bill to divide the State of Michigan into twelve Congressional districts,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone
Benson
Beers
Boughner
Doran
Fleishem
Fridlender

Mr. Garvelink
Gilbert
Holcomb
McCormick
Miller
Milnes

Mr. Morrow
Park
Prindle
Sabin
Sharp
Smith

Mr. Toan
Weiss
Wheeler
Wilkinson
Withington
Wisner

NAYS.

25
0

Title agreed to.

GENERAL ORDER

On motion of Mr. Boughner,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Fridlender to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

House bill No. 198 (file No. 66), entitled

A bill to amend the act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873, by adding thereto a new section to stand as section 3 of article 1 of said act.

Also,

House bill No. 4 (file No. 78), entitled

A bill to provide for the committing of pauper insane persons to the Wayne County Insane Asylum, and for the transfer of such persons to the State Asylum, and from the State Asylum to the said county asylum, and to provide for the support and maintenance of such insane persons.

Also,

House bill No. 233, (file No. 76), entitled

A bill to authorize the First Free Will Baptist Church of Lansing, Michigan, to mortgage certain of its real estate for the purpose of paying its debts.

Also,

Senate bill No. 320 (file No. 134), entitled

A bill to authorize the county of Wayne to condemn lands to the public use for county buildings.

Also,

Senate bill No. 280, entitled

A bill to incorporate the order of Sons of St. George.

Also,

House bill No. 132 (file No. 31), entitled

A bill to amend act No. 154 of the public acts of 1867, entitled "An act to authorize the organization of Young Men's Christian Associations," as amended by act No. 60 of the public acts of 1885, being chapter 177 of Howell's annotated statutes, by adding a section thereto to stand as section 6 of said act.

Also,

House bill No. 174 (file No. 64), entitled

A bill to amend section 1 of act No. 192, of the general laws of 1867, entitled "An act to provide for the incorporation of associations, conventions, conferences or religious bodies for literary, religious or other benevolent purposes," approved March 27, 1867, being section 4722 of Howell's annotated statutes, as amended by act No. 13, public acts of 1889, approved March 6, 1889,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration

Senate bill No. 64, (file No. 10), entitled

A bill concerning elections, providing penalties for the violation of the same, and repealing all laws in conflict therewith.

Have directed their chairman to report progress and ask leave to sit again.

C. A. FRIDLENDER, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Fridlender,

The Senate granted leave for a further consideration of the second named bill by the committee of the whole.

On motion of Mr. Wisner,

The Senate took a recess until 7:30 o'clock P. M.

EVENING SESSION.

The Senate met and was called to order by the President at 7:30 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Crocker, Miller, Milnes, Wilkinson and Withington.

On motion of Mr. Boughner,

Leave of absence was granted to Mr. Miller until tomorrow.

Mr. Park moved that there be a call of the Senate,

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators were reported as absent without leave: Messrs. Crocker, Milnes, Wilkinson and Withington.

Mr. Boughner moved that all further proceedings under the call be dispensed with.

Mr. Park moved as an amendment, that the Sergeant-at-Arms be dispatched with orders to bring in the absentees;

Which amendment prevailed.

All the absentees thereupon appeared and were excused for absence without leave.

The question being on the original motion, viz., that all further proceedings under the call be dispensed with,

The same prevailed.

REPORTS OF STANDING COMMITTEES.

By the committee on education and public schools;

The committee on education and public schools, to whom was referred House bill No. 458 (file No. 318), entitled

A bill to repeal act No. 465 of the local acts of 1889, being an act entitled "An act to incorporate the public schools of the village of Highland Park, Wayne county," approved June 29, 1889, and to reincorporate such school district under the name of the public schools of Highland Park, and to provide for the payment of the obligations of such school district,

☐ Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

1. By striking out of section 1, all the words from the word "quarter" in line 1, to the word "county" in line 4, inclusive, and inserting in lieu thereof the following words:

"The territory embraced within the following lines in the townships of Greenfield and Hamtramck, in the county of Wayne, viz: Commencing at a point in the center of the highway known as the Caniff road, 350 feet east of the center line of the highway known as Oakland avenue, thence northerly parallel with and 350 feet east of the center line of said Oakland avenue on a line extended to the center line of the highway known as the Six-mile road, thence westerly along the center line of said Six-mile road to a point 350 feet west of the center line of the proposed highway known as Hamilton avenue as surveyed, thence southerly parallel with and 350 feet west of the center line of said Hamilton avenue on a line extended to the center line of the aforesaid Caniff road, thence easterly along the center line of the aforesaid Caniff road to the place of beginning."

2. By striking out of section 2, all the words from the word "council" in line 2, to the figures "1891" in line 3, inclusive, and inserting in lieu thereof the following words:

"Store of Finn & Hickey on Woodward avenue in said district, on the second Monday in July, 1891. Notice of such first annual meeting may be given by any three or more electors of such district, by posting written or printed notices thereof in at least three public places within such district, at least eight days before such first annual meeting."

3. By striking out in lines 11 and 12 of section 2, the words "of the board of trustees as at the time constituted," and inserting in lieu thereof the words "the board of trustees."

4. By striking out all the words in section 7, from the word "all" in line 1, to the word "passed" in line 8, inclusive, and inserting in lieu thereof the following words:

"The territory described in section one of this act is hereby detached from the several school districts of the townships of Greenfield and Hamtramck in which it has heretofore been included, and it shall be the duty of the board of trustees of the district incorporated by this act, as soon after organization as possible, to meet with the township boards of school inspectors of the townships of Greenland and Hamtramck respectively, and apportion the property and debts and obligations of the several districts from which territory is hereby detached, between such districts and the districts herein incorporated."

5. By striking out in line 2 of section 15 the word "oath" where it first occurs and inserting in lieu thereof the word "ballot."

6. By striking out all of sections 19, 20 and 21, and inserting in lieu thereof two new sections to stand as sections 19 and 20, and to read as follows:

"SEC. 19. All reports required by law shall be made by the board of trustees, and the said board shall receive the primary school and library moneys to which the district may at any time be entitled, in accordance with the laws governing fractional township school districts in such cases, so far as the same are applicable."

"SEC. 20. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed."

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN BASTONE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bastone,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Smith,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill as amended was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Toan
Benson	Garvelink	Park	Weiss
Beers	Gilbert	Porter	Wheeler
Boughner	Holcomb	Sabin	Wilcox
Crocker	McCormick	Sharp	Wilkinson
Doran	Milnes	Smith	Withington
Fleishiem	Morrow	Stevens	Wisner
			28

NAYS.

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The question being on agreeing to the title,

Mr. Smith moved to amend the title so as to read as follows:

"A bill to incorporate the public schools of Highland Park, Wayne county;"

Which motion to amend prevailed and the title as so amended was then agreed to.

On motion of Mr. Smith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 29, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit to the Senate the following:

House bill No. 5 (file No. 45), entitled

A bill for the relief of the Supreme Court by providing for the appointment of stenographers or copyists for the Justices thereof,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 29, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 346 (file No. 356), entitled

A bill to amend sections 3 and 4 of chapter 1, sections 1 and 2 of chapter 2, sections 6 and 12 of chapter 6, sections 3 and 4 of chapter 8, sections 1, 2, 3, 4, 5, 6 and 7 of chapter 15, sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 of chapter 16, section 1 of chapter 17 of act No. 390 of the local acts of 1885, entitled "An act to amend and revise the charter of the city of Port Huron," approved June 17, 1885, and to add thereto 12 new sections, to stand as sections 29, 31 and 32 of chapter 15, sections 19 and 20 of chapter 16 and sections 34, 35, 36, 37, 38 and 39 of chapter 17 of said act and the amendments thereto,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 29, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 742 (file No. 311), entitled

A bill to amend section 10 of chapter 138 of the revised statutes of 1846, relative to writs of error and certiorari, and being compiler's section 8687 of the statutes of the State of Michigan as compiled and annotated by Andrew Howell,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 29, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House joint resolution No. 12 (file No. 8), entitled

Joint resolution authorizing the State Board of Auditors to make certain improvements on certain property owned by the State.

Also,

House bill No. 387 (file No. 130), entitled

A bill to prohibit the explosion of dynamite, herculean or giant powder or any other explosive substance or combination of substances in any of the waters of the State of Michigan in which fish dwell, and to provide a penalty therefor,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The first named joint resolution was read a first and second time by its title, and referred to the committee on public improvements.

The second named bill was read a first and second time by its title, and referred to the committee on fisheries.

MOTIONS AND RESOLUTIONS.

Mr. Brown moved that the select committee on elections be discharged from the further consideration of

Senate bill No. 21 (file No. 2), entitled

A bill to amend and supersede an act entitled, "An act to prescribe the manner of conducting, and to prevent fraud and deception at general elections in this State," approved July 5, 1889, being act number 263 of the session laws of 1889, and compiler's sections 178a to 178d inclusive of Howell's annotated statutes of Michigan,

Which motion prevailed, Mr. Brown calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Milnes	Mr. Sharp	Mr. Wheeler
Benson	Morrow	Stevens	Wilcox
Brown	Park	Toan	Withington
Fleishem	Prindle	Weiss	Wisner
Garvelink	Sabin		

18

NAYS.

Mr. Beers	Mr. Fridlender	Mr. McCormick	Mr. Porter
Crocker	Gilbert	Mugford	Smith
Doran			

9

Mr. Park moved that the rules be suspended and the bill be placed upon its immediate passage,

Which motion did not prevail, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Beers	Mr. Fridlender	Mr. McCormick	Mr. Porter	
Crocker	Gilbert	Mugford	Smith	
Doran	Holcomb	Park	Stevens	12

NAYS.

Mr. Bastone	Mr. Garvelink	Mr. Sabin	Mr. Wheeler	
Benson	Milnes	Sharp	Wilcox	
Brown	Morrow	Toan	Withington	
Fleishiem	Prindle	Weiss	Wisner	16

Mr. Park moved that the bill be referred to the committee on judiciary; Which motion did not prevail, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Crocker		1
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NAYS.

Mr. Bastone	Mr. Fridlender	Mr. Mugford	Mr. Toan	
Benson	Garvelink	Park	Weiss	
Beers	Gilbert	Porter	Wheeler	
Boughner	Holcomb	Prindle	Wilcox	
Brown	McCormick	Sabin	Wilkinson	
Doran	Milnes	Sharp	Withington	
Fleishiem	Morrow	Stevens	Wisner	28

Mr. Sharp offered the following resolution:

Resolved, That Secretary Alfred J. Murphy be allowed the extra compensation of three dollars per day, and Assistant Secretary Joseph J. Emery and Bill Clerk Justus G. Lamson each be allowed the extra compensation of two dollars per day during the present session of the Legislature, for extra work performed by them.

The question being on the adoption of the resolution,

Mr. Milnes moved that the resolution be referred to the committee on finance and appropriations;

Which motion prevailed, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Morrow	Mr. Toan	
Benson	Fleishiem	Mugford	Weiss	
Beers	Fridlender	Prindle	Wheeler	
Boughner	Garvelink	Sabin	Wilcox	
Brown	Holcomb	Sharp	Wilkinson	
Crocker	Milnes	Stevens	Withington	24

NAYS.

Mr. Gilbert	Mr. McCormick	Mr. Park	Mr. Porter	4
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THIRD READING OF BILLS.

House bill No. 4 (file No. 78), entitled

A bill to provide for the committing of pauper insane persons to the Wayne County Insane Asylum, and for the transfer of such persons to the State Asylum, and from the State Asylum to the said county asylum, and to provide for the support and maintenance of such insane persons,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Park	Mr. Toan	
Benson	Garvelink	Porter	Weiss	
Beers	Gilbert	Prindle	Wheeler	
Boughner	Holcomb	Sabin	Wilcox	
Brown	McCormick	Sharp	Wilkinson	
Crocker	Milnes	Smith	Withington	
Doran	Morrow	Stevens	Wisner	
Flehiem	Mugford			30

NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 233 (file No. 76), entitled

A bill to authorize the First Free Will Baptist church of Lansing, Michigan, to mortgage certain of its real estate for the purpose of paying its debts,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Flehiem	Mr. Morrow	Mr. Smith	
Benson	Fridlender	Mugford	Toan	
Beers	Garvelink	Park	Weiss	
Boughner	Gilbert	Porter	Wilcox	
Brown	Holcomb	Prindle	Wilkinson	
Crocker	McCormick	Sabin	Wisner	
Doran	Milnes	Sharp		27

NAYS.

Mr. Stevens	1
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Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 320 (file No. 134), entitled

A bill to authorize the county of Wayne to condemn lands to the public use for county buildings,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Porter	Mr. Weiss	
Benson	Fridlender	Prindle	Wheeler	
Beers	Garvelink	Sabin	Wilcox	
Boughner	Gilbert	Sharp	Wilkinson	
Brown	Morrow	Smith	Withington	
Crocker	Mugford	Stevens	Wisner	
Doran	Park	Toan		27

NAYS.

0

Title agreed to.

On motion of Mr. Park,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

Senate bill No. 280, entitled

A bill to incorporate the order of the Sons of St. George,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Park	Mr. Wheeler	
Boughner	Fridlender	Prindle	Wilkinson	
Brown	Garvelink	Stevens	Withington	
Crocker	Morrow	Toan	Wisner	
Doran	Mugford	Weiss		19

NAYS.

2

Mr. Sabin

Mr. Sharp

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 132 (file No. 31), entitled

A bill to amend act number one hundred and fifty-four of the public acts of eighteen hundred and sixty-seven, entitled "An act to authorize the organization of Young Men's Christian Associations," as amended by act number sixty of the public acts of eighteen hundred and eighty-five, being chapter one hundred and seventy-seven of Howell's annotated statutes, by adding a section thereto to stand as section six of said act,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleshier	Mr. Mugford	Mr. Toan	
Benson	Fridlender	Park	Weiss	
Beers	Garvelink	Porter	Wheeler	
Boughner	Gilbert	Prindle	Wilcox	
Brown	McCormick	Sabin	Wilkinson	
Crocker	Milnes	Sharp	Withington	
Doran	Morrow	Smith	Wisner	28

NAYS.

0

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 174 (file No. 64) entitled

A bill to amend section 1 of act No. 192 of the general laws of 1867, entitled "An act to provide for the incorporation of associations, conventions, conferences, or religious bodies, for literary, religious or other benevolent purposes," approved March 27, 1867, being section 4722 of Howell's annotated statutes, as amended by act No. 13 public acts of 1889, approved March 6, 1889,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Porter	Mr. Weiss
Benson	Garvelink	Prindle	Wheeler
Boughner	Gilbert	Sabin	Wilcox
Brown	McCormick	Sharp	Wilkinson
Crocker	Milnes	Smith	Withington
Doran	Morrow	Toan	Wisner
Fleishiem	Mugford		
			26

NAYS.

0

Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

The committee on public lands made the following report:

By the committee on public lands:

The committee on public lands, to whom was referred the following resolution, offered by Mr. Fleishiem:

☐ "Resolved, That a committee be appointed to investigate the alleged entry of the northwest quarter of the southwest quarter of section 16, township 45 north, of range 40 west, at the State land office; and they are hereby instructed to proceed as soon as possible to investigate certain charges made by Edward V. Conely of Watersmeet, Michigan, and that said committee be and they are hereby authorized to take testimony, to send for persons and papers, and to employ all the necessary clerical assistance; and that they report to the Senate as soon as practicable the result of their investigation, with such recommendation as they may think proper to make thereupon."

Respectfully report that they have investigated the matter thoroughly in accordance with the above resolution and find that no irregularities exist, as charged in the land office, and that there was no cause of action, and ask to be discharged from further consideration of the subject.

E. T. MUGFORD, *Chairman.*

On motion of Mr. Mugford,

The report was accepted and the committee discharged.

GENERAL ORDER.

On motion of Mr. Porter,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Milnes to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 142 (file No. 75), entitled

A bill to amend section 1 of act No. 352 of the session laws of 1879, approved April 19, 1879, entitled "An act to incorporate the village of Vassar, in the county of Tuscola," as amended by act 343 of the local acts of 1885.

Also,

Senate bill No. 89 (file No. 35), entitled

A bill to amend sections 2, 7, 8, 15 and 17, of act No. 262 of the session laws of 1889, entitled "An act for the winding up of mining and manufacturing corporations whose charters have expired," and to repeal sections 12, 13 and 14 of said act No. 262,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

II.

The committee of the whole have also had under consideration

Senate bill No. 64 (file No. 10), entitled

A bill concerning elections, providing penalties for the violation of the same, and repealing all laws in conflict therewith,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

III.

The committee of the whole have also had under consideration

Senate bill No. 321 (file No. 166), entitled

A bill to amend section 1 of an act, entitled "An act to provide for the establishment of a board of health for the city of Detroit," approved May 26, 1881,

Have directed their chairman to report progress and ask leave so sit again.

A. MILNES, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Milnes,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Milnes,

The Senate granted leave for a further consideration of the third named bill by the committee of the whole.

Mr. Doran moved that there be a call of the Senate;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators were reported absent without leave: Messrs. Beers, Crocker, Holcomb, Mugford, Porter and Sharp.

On motion of Mr. Park,

The Sergeant-at-Arms was dispatched with instructions to bring in the absentees.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 29, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following: Senate bill No. 255, entitled

A bill to amend sections 6 and 10 of act No. 136 of the session laws of 1885, being an act entitled "An act to provide for the appointment, compensation and duties of a stenographer of the sixteenth judicial circuit,

In the passage of which bill the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

THIRD READING OF BILLS.

Senate bill No. 142 (file No. 75), entitled

A bill to amend section 1 of act No. 352 of the session laws of 1879, approved April 19, 1879, entitled "An act to incorporate the village of Vassar, in the county of Tuscola," as amended by act 343 of the local acts of 1885,

Was read a third time, and pending the taking of a vote upon its passage, Mr. Bastone made request that he be excused from voting on the same, Which request was granted.

The question being upon the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Benson	Mr. Gilbert	Mr. Sabin	Mr. Wheeler
Brown	McCormick	Smith	Wilcox
Doran	Milnes	Stevens	Wilkinson
Fleishiem	Morrow	Toan	Withington
Fridlender	Park	Weiss	Wisner
Garvelink	Prindle		

22

NAYS.

0

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Smith moved that the committee on liquor traffic be discharged from the further consideration of

Senate bill No. 208 (file No. 94), entitled

A bill to amend sections 1, 8 and 16 of act No. 213 of the session laws of 1889, entitled "An act to provide for the taxation and regulation of the business of manufacturing, keeping for sale, furnishing, giving or delivering spirituous, intoxicating, malt, brewed, fermented or vinous liquors in this State, to provide for the recovery of actual and exemplary damages, and to repeal all acts or parts of acts inconsistent with the provisions of this act.

Which motion did not prevail.

Senate bill No. 89 (file No. 35), entitled

A bill to amend sections 2, 7, 8, 15 and 17, of act No. 262 of the session laws of 1889, entitled "An act for the winding up of mining and manufacturing corporations whose charters have expired," and to repeal sections 12, 13 and 14 of said act No. 262,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Prindle	Mr. Wheeler
Benson	Gilbert	Sabin	Wilcox
Brown	McCormick	Smith	Wilkinson
Doran	Milnes	Stevens	Withington
Fleishiem	Morrow	Toan	Wisner
Fridlender	Park	Weiss	
			23

NAYS.

0

Title agreed to.

On motion of Mr. Fleishiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 198 (file No. 66), entitled

A bill to amend the act entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873, by adding thereto a new section to stand as section 3 of article 1, of said act,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Garvelink	Mr. Park	Mr. Weiss
Benson	Gilbert	Prindle	Wheeler
Boughner	McCormick	Sabin	Wilcox
Brown	Milnes	Smith	Wilkinson
Doran	Morrow	Toan	Withington
Fleishiem			
			21

NAYS.

0

Title agreed to.

GENERAL ORDER.

On motion of Mr. Milnes,
The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Wheeler to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 21 (file No. 2), entitled

A bill to amend and supersede an act entitled "An act to prescribe the manner of conducting, and to prevent fraud and deception at general elections in this State," approved July 5, 1889, being act number 263 of the session laws of 1889, and compiler's section 178a to 178d', inclusive, of Howell's annotated statutes of Michigan,

Have directed their chairman to report progress and ask leave to sit again.

A. O. WHEELER, *Chairman.*

Report accepted.

On motion of Mr. Wheeler,

The Senate granted leave for a further consideration of the above named bill by the committee of the whole.

The Sergeant-at-Arms announced that he had brought Messrs. Beers and Porter to the bar of the Senate.

Mr. Beers, having been admitted, advanced and having made excuse for his absence,

On motion of Mr. Milnes,

Mr. Beers was excused for being absent without leave.

Mr. Porter, having been admitted, advanced and having made excuse for his absence,

On motion of Mr. Doran,

Mr. Porter was excused for being absent without leave.

On Motion of Mr. Smith,

All further proceedings under the call were dispensed with.

GENERAL ORDER.

On motion of Mr. Porter,
The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Stevens to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate joint resolution No. 7, entitled

Joint resolution authorizing the Board of State Auditors to investigate, examine and settle any claim found to be due Josiah W. Begole from the State of Michigan for moneys paid, laid out and expended by him as Governor of the State, in the case of Dullam vs. Wilson.

Have directed their chairman to report progress and ask leave to sit again.

J. H. D. STEVENS, *Chairman.*

Report accepted.

On motion of Mr. Stevens,

The Senate granted leave for a further consideration of the above named joint resolution by the committee of the whole.

Mr. Smith offered the following resolution:

Resolved, That the committee on liquor traffic be and they are hereby ordered to report upon Senate bill No. 208 (file No. 94), on Thursday, April 30, 1891, or at as early a date as possible.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Withington moved that the Senate adjourn;

Which motion did not prevail, Mr. Park calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Brown	Mr. Sabin	Mr. Wilkinson	
Benson	Garvelink	Wheeler	Withington	
Beers				9

NAYS.

Mr. Doran	Mr. Milnes	Mr. Prindle	Mr. Toan	
Fleishem	Park	Smith	Weiss	
Fridlender	Porter	Stevens	Wisner	
McCormick				13

Mr. Milnes moved that the Senate adjourn until 2 o'clock P. M.

Mr. Park moved as an amendment that the Senate adjourn until 10 o'clock A. M.,

Which amendment did not prevail.

The question being on the original motion, viz.: that the Senate adjourn until 2 o'clock P. M.,

The same did not prevail.

On motion of Mr. Doran,

The Senate adjourned until 2 o'clock, P. M. April 30.

Lansing, Thursday, April 30, 1891.

The Senate met and was called to order by the President at 2 o'clock P. M.

Religious exercises by Rev. S. P. Peaker.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 364. By Mr. Withington: Petition of the officers of the Children's Free Hospital Association of Detroit, asking for the passage of the bill for the better protection of women and children from criminal assault.

Referred to committee on judiciary.

On motion of Mr. Withington,

The petition was ordered spread on the Journal, as follows:

To the Legislature of the State of Michigan:

Your petitioners, women of the State of Michigan, believing that there is insufficient legal protection for women and children against criminal assault, ask the Legislature to pass more stringent laws to this end.

Your petitioners desire to point out to your honorable body, certain defects in the existing laws, whereby they are rendered practically inoperative:

First, The large discretion of the judge as to the length of sentence, results in turning loose upon the community after a term of two or three years' imprisonment, criminals who are a perpetual menace to the safety of innocent children and feeble women.

Secondly, The action of the Board of Pardons may nullify the efforts of a judge who, by imposing a long sentence, seeks to afford protection to such persons,

Therefore, your petitioners ask of your honorable body that a law be passed placing the crime of rape outside the operation of the pardoning power.

Further, that the discretion of the judge be so restricted that no sentence for this crime shall be less than ten years.

Mrs. H. B. Ledyard, *President*,
Mrs. George Jerome, *Vice President*,
Mrs. Francis J. Sarmiento,
Mrs. Theo. J. Beaubien,
Mrs. Fred J. Thomas,
Mrs. G. H. Patterson.

No. 365. By Mr. Doran: Resolutions of the common council of the city of Grand Rapids, in favor of setting apart the money received by the refunding of the direct tax from the national government, to establish a State institute of technology.

Referred to committee on education and public schools.

On motion of Mr. Doran,

The resolutions were ordered spread on the Journal, as follows:

WHEREAS, The State of Michigan is about to receive from the federal government the sum of four hundred and twenty thousand dollars, being the amount of the direct tax refunded to the State, and

WHEREAS, The State debt is paid and all State expenses and the cost of

maintaining present State institutions are provided for by existing sources of revenue and State taxation; therefore

Resolved, That the common council of the city of Grand Rapids do hereby respectfully petition the honorable, the Senate and the House of Representatives of the State of Michigan, to use and set apart the sum of money so received from the national government as the foundation for the endowment of a State institute of technology and manual school in which the arts of civilization shall be taught to the young men and women of the State, to the end that our State shall maintain its place in the front rank in educational work, and that our artists and artisans shall have all the advantages necessary to enable them to advance in their trades and professions; and be it further

Resolved, That a copy of these resolutions be forwarded by our clerk to the Senate and House of Representatives of the State of Michigan, respectively, and that we call on the various trade and labor organizations of our city and State to join us in our effort to have the money aforesaid devoted to the best interests of labor and of the rising generation of workers in our commonwealth.

The above resolution was duly adopted by the common council at a session held April 27, 1891.

W. A. SHINKMAN, *City Clerk*.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 147 (file No. 290), entitled

A bill to punish fraudulent entries and practices in speed contests,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 144 (file No. 303), entitled

A bill to amend section 8 of act No. 174 of the session laws of 1871, entitled "An act to provide for the appointment of a State Reporter," as amended by act No. 137 of the session laws of 1873, being section 7202 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 98 (file No. 316), entitled

A bill to provide for the collection of delinquent drain taxes in Monroe county, which were assessed under act No. 227 of the session laws of 1885, and under that act as amended in 1887 and 1889, and not properly returned to the Auditor General,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 5 (file No. 45), entitled

A bill for the relief of the Supreme Court by providing for the appointment of stenographers or copyists for the justices thereof,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 43, entitled

A bill to incorporate the public schools of the township of Ontonagon in the county of Ontonagon.

C. B. BOUGHNER, *Chairman.*

Report accepted.

By the committee on Mining School:

The committee on Mining School, to whom was referred

Senate bill No. 299, entitled

A bill making an appropriation for the maintenance and support of the Mining School at Houghton, in the county of Houghton, for the years 1891 and 1892,

Respectfully report they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on Mining School:

The committee on Mining School, upon whom was imposed the duty of visiting, examining and reporting upon the Mining School at Houghton, beg leave to submit the following report:

Your committee visited the Mining School at Houghton on the 29th day of January, 1891, and after making a thorough examination of the school

building, into the manner, convenience and style of its construction, are satisfied that nothing has been left undone which would add to the accommodation and future prosperity of the institution. After the inspection of the building your committee visited the departments of instruction in company with the board of control thereof, where they were shown the course, method, and all the different branches of instruction marked out for the student, who shall be required to pass a satisfactory oral and public examination before he can secure a certificate of graduation.

There are now attending the school 61 students, 43 of them being in the class of '91. The students shall also be enabled to see in actual operations some of the most successful and vast mining operations now conducted anywhere, as arrangements have been made with many of the mines whereby the students can visit and go down in the mines once every three weeks, and the students who desire to do so can spend their vacation in practical mining or milling work, being advanced from one department to another as rapidly as they are fitted for it.

The board of control presented the following estimates for the support and maintenance of the school: the sum of \$73,400 for erecting a building for metallurgy, and for the equipment and fitting up the same the sum of \$44,997, making a total of \$118,397.

Your committee recommend that the appropriation be allowed.

WM. MILLER, *Chairman*.

The report was accepted.

By the committee on Mining School:

The committee on Mining School, to whom was referred

Senate bill No. 254, entitled

A bill making an appropriation for a building for metallurgy and for the equipment and fitting up of the same, and for the equipment, fitting up and furnishing of an electrical engineering laboratory, a physical laboratory, drawing room, chemical laboratory, petrographical department, library and other departments of the Mining School at Houghton, in the county of Houghton, Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. MILLER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on military affairs:

The committee on military affairs, to whom was referred

Senate bill No. 306, entitled

A bill to further amend section 834 of the compiled laws of 1871, being section 874 of Howell's annotated statutes, relative to the organization of the military forces of the State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By unanimous consent,

The following telegram was read:

No. 366. By the Secretary: Telegram from 200 women, citizens of the fifth district, asking for the reconsideration and passage of the municipal suffrage bill.

Referred to select committee on elections.

The petition was ordered spread on the Journal, as follows:

Lowell, Mich., April 30, 1891.

To the Honorable the Senate of the State of Michigan :

Two hundred women, citizens of Michigan, in fifth district W. C. T. U. in convention assembled, respectfully urge the reconsideration and speedy passage of the municipal suffrage bill.

MISS M. E. SMITH,

Secretary of Fifth District, W. C. T. U.

By the committee on military affairs,

The committee on military affairs, to whom was referred

House bill No. 70 (file No. 132), entitled

A bill to amend sections 1 and 4 of act No. 16 of the public acts of 1862, entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, the same being compiler's sections 868 and 871 of Howell's annotated statutes of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES E. HOLCOMB, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 279, entitled

A bill to amend sections 1, 7, 8, 10, 11, 12, 17, 21, 26, 28, 29, 30, 31, 32, 61, 64, 68, 78, 79, 80, 100, 106, 130, 169, 172, of an act entitled "An act to revise an act to incorporate the city of Bay City," approved March 30, 1881, as amended and revised by the several acts amendatory and revisionary thereof, and to repeal sections 81, 82, 83, 84, 85, 86, 87, 88 and 89 of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in:

Amend the title by adding after the words "one hundred and thirty," the words "one hundred and sixty-eight."

Section 130, in line 7, strike out the words "between the tracks."

Section 168 to be added after section 130 and to read as follows:

"Section 168. Said police justice shall receive an annual salary of eighteen hundred dollars to be paid by Bay City in the first instance, but the board of supervisors of Bay county shall annually make a reasonable allowance to said city toward the payment of said salary of said police justice and the expenses of said police for the services rendered by the

police force of said city in prosecutions under the general criminal laws of the State, which allowances shall be equal to three-quarters of the expenses incurred on account of the expenses of said court and police service: *Provided*, That such allowances shall not exceed three thousand dollars per annum.

In case a vacancy in the office of any such police justice, or in case of his absence, sickness or disability to act for any cause, a justice of the peace of Bay City to be designated for that purpose by the board of police commissioners of Bay City shall perform the duties of such police justice during such sickness, absence, and in case of such inability, and shall hold such police court and he shall be paid for such services as he may so render by Bay City and Bay county as aforesaid. But neither such police justice nor justice of the peace shall receive any fees, costs or other emoluments for services as such police justice whatever,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Beers,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By unanimous consent,

Mr. Gilbert presented the following petition:

No. 367. By Mr. Gilbert: Resolution of Bay City Typographical Union No. 81, indorsing the provisions of the bill relating to the appointment of a factory inspector, and the bill to provide for the establishment of a weekly pay day.

Referred to committee on labor interests.

On motion of Mr. Gilbert,

The resolution was ordered spread on the Journal, as follows:

BAY CITY TYPOGRAPHICAL UNION, No. 81. }
Bay City, Mich., April 27, 1891. }

To the Honorable Members of the Senate of the State of Michigan:

WHEREAS, A bill relating to the appointment of a factory inspector, and also a bill for the establishment of a weekly pay day, will be acted upon by your honorable body during the present session; and

WHEREAS, Said measures are of the greatest importance to the laboring classes throughout the State; therefore, be it

Resolved, That Bay City Typographical Union No. 81, heartily indorses both bills, and respectfully urges the passage of the same.

JASON WATERMAN,
 JOHN E. BOWSER,
 THOS. H. WHEATON,
Committee.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House substitute for Senate bill No. 178, entitled

A bill to amend sections 2, 4, 27, 41, 43, 45, 55, 61, 62, 79, 87, 93, 146, 126 and 250 of an act entitled "An act to revise and amend the charter of the city of Ypsilanti," approved May 5, 1877, being act No. 328 of the

session laws of 1877 as amended by act No. 400 of the session laws of 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in;

Sec. 41, in line 10, strike out the words, "except in appointments of officers hereby delegated to the common council,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. BEERS, *Chairman*.

Report accepted and committee discharged.

Mr. Beers moved that the amendment made to the bill by the committee be concurred in,

Which motion did not prevail, Mr. Milnes calling for the yeas and nays, and the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Garvelink	Mr. Sabin	Mr. Wheeler	Mr. Wilkinson
Milnes	Weiss	Wilcox	Withington 8

NAYS.

Mr. Bastone	Mr. Doran	Mr. Miller	Mr. Sharp
Benson	Fleishiem	Mugford	Smith
Beers	Fridlender	Park	Stevens
Boughner	Gilbert	Porter	Toan
Brown	Holcomb	Prindle	Wisner
Crocker	McCormick		22

On motion of Mr. McCormick,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fleishiem	Mr. Morrow	Mr. Toan
Benson	Fridlender	Mugford	Weiss
Beers	Gilbert	Park	Wheeler
Boughner	Holcomb	Porter	Wilcox
Brown	McCormick	Prindle	Withington
Crocker	Miller	Smith	Wisner
Doran	Milnes	Stevens	27

NAYS.

Mr. Garvelink	Mr. Sabin	2
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Title agreed to.

On motion of Mr. McCormick,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

SPECIAL ORDER OF THE DAY.

The special order of the day being the consideration, by the committee of the whole, of

House bill No. 134 (file No. 314), entitled

A bill to apportion anew the Representatives among the several counties and districts of this State,

And the President having announced that the time for the consideration of the same had arrived,

On motion of Mr. Crocker,

The Senate went into committee of the whole on the

GENERAL ORDER,

Whereupon,

The President called Mr. Garvelink to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following: House bill No. 134 (file No. 314), entitled

A bill to apportion anew the Representatives among the several counties and districts of this State.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

J. W. GARVELINK, *Chairman.*

Report accepted.

On motion of Mr. Garvelink,

The Senate concurred in the amendments made to the above named bill, and the same was placed on the order of third reading of bills.

The Senate thereupon resumed the regular order of business.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 30, 1891.

To the President of the Senate:

SIR—I am instructed by the House to transmit the following: entitled House bill No. 214 (file No. 275), entitled

A bill to amend section 3, 4, 5, 8, 9 and 10 of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, as amended by act No. 398 of the session laws of 1885, approved June 20, 1885.

Also,

Substitute for House bill No. 685 (file No. 336), entitled

A bill to authorize the village of Fowlerville, in the county of Livingston, State of Michigan, to raise money for the erection and maintenance of a system of water works in said village, and to authorize the issuing of bonds therefor.

Also,

House bill No. 737 (file No. 301), entitled

A bill to revise the charter of the city of Au Sable, and to enlarge and change its boundary lines and increase the number of wards thereof,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take

immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The third named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 29, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, The Governor of the State of Michigan has received the sum of four hundred and twenty thousand eight hundred and sixty-five and 66-100 dollars (\$420,865.66) from the Treasurer of the United States of moneys appropriated by act of Congress, approved March 2, 1891, to reimburse the State of Michigan for moneys collected from said State by direct tax, under the act of Congress of August 5, 1861, and the amendatory act thereto; therefore

Resolved by the House of Representatives of the State of Michigan (the Senate concurring), that the said sum of four hundred and twenty thousand eight hundred and sixty-five and 66-100 dollars (\$420,865.66) so received by the Governor as aforesaid, be deposited in the Treasury of the State of Michigan to the credit of the general fund of said State.

Which has been adopted by the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the concurrent resolution,

On motion of Mr. Beers,

The resolution was adopted, the Senators voting thereon, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Morrow	Mr. Stevens
Beers	Garvelink	Mugford	Taylor
Boughner	Gilbert	Porter	Toan
Brown	Holcomb	Prindle	Weiss
Crocker	McCormick	Sabin	Wilcox
Doran	Miller	Sharp	Wilkinson
Fleishiem	Milnes	Smith	Wisner

28

NAYS.

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The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 30, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:

Senate bill No. 148 (file No. 187), entitled

A bill to reincorporate the village of Fenton, Genesee county, Michigan, and to repeal all inconsistent acts and parts of acts.

In the passage of which bill the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

MOTIONS AND RESOLUTIONS.

Mr. Wilkinson offered the following resolution:

Resolved, That the committee on supplies and expenses be authorized to make arrangements to have the mineral water for the use of the Senate delivered at a certain time each day, and the same received and immediately placed in the tank provided for that purpose.

The question being on the adoption of the resolution,

The resolution was adopted.

THIRD READING OF BILLS.

Senate bill No. 64 (file No. 10), entitled

A bill concerning elections, providing penalties for the violation of the same, and repealing all laws in conflict therewith.

The bill was read a third time and pending the taking of a vote upon its passage,

Mr. Garvelink, by unanimous consent, moved to amend the bill as follows:

By inserting in line 3 of section 5 after the words "for the reception of" the words "State electoral for President and Vice President, State Congressional, State officers,"

Which motion to amend prevailed and the bill was so amended.

Mr. Garvelink, by unanimous consent, then moved to amend the bill as follows:

By inserting in line 5 of section 10, after the word "called," the words "State electoral for President and Vice-President, State officers,"

Which motion to amend prevailed, and the bill was so amended.

Mr. Garvelink, by unanimous consent, then moved to amend the bill as follows:

By inserting in line 2 of section 15, after the words "candidates for" the words "State electoral for President and Vice-President, State officers, State congressional,"

Which motion to amend prevailed and the bill was so amended.

Mr. Garvelink, by unanimous consent, then moved to amend the bill as follows:

By striking out of lines 5 and 6 of section 18, the words "election commissioners," and inserting in lieu thereof the word "supervisors,"

Which motion to amend prevailed and the bill was so amended.

The question then being on the passage of the bill as amended,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Crocker	Mr. McCormick	Mr. Sharp
Benson	Doran	Miller	Smith
Beers	Fridlender	Mugford	Weiss
Boughner	Gilbert	Park	Wisner
Brown	Holcomb	Porter	
			19

NAYS.

Mr. Fleshier	Mr. Milnes	Mr. Stevens	Mr. Wilkinson
Garvelink	Sabin	Toan	
			7

Title agreed to.

House bill No. 134 (file No. 314), entitled

A bill to apportion anew the Representatives among the several counties and districts of this State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Miller	Mr. Porter
Benson	Fridlender	Morrow	Sharp
Beers	Gilbert	Mugford	Smith
Boughner	Holcomb	Park	Wisner
Crocker	McCormick		
			18

NAYS.

Mr. Brown	Mr. Prindle	Mr. Taylor	Mr. Wilcox
Fleshier	Sabin	Toan	Wilkinson
Garvelink	Stevens	Weiss	Withington
Milnes			
			13

Title agreed to.

By unanimous consent,

On motion of Mr. Brown,

The rules were suspended and the committee of the whole was discharged from the further consideration of

Senate bill No. 21 (file No. 2), entitled

A bill to amend and supersede an act entitled "An act to prescribe the manner of conducting, and to prevent fraud and deception at general elections in this State," approved July 5, 1889, being act number 263 of the session laws of 1889, and compiler's sections 178 a to 178 d', inclusive, of Howell's Annotated Statutes of Michigan.

On motion of Mr. Brown,

The bill was laid on the table.

GENERAL ORDER.

On motion of Mr. Boughner,
The Senate went into committee of the whole on the general order,
whereupon

The President called Mr. Smith to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate bill No. 321 (file No. 166), entitled

A bill to amend section 1 of an act, entitled "An act to provide for the establishment of a board of health for the city of Detroit," approved May 26, 1881.

Also,

House bill No. 154 (file No. 43), entitled

A bill making appropriations for the Michigan School for the Deaf, for the years 1891 and 1892.

Also,

House bill No. 420 (file No. 252), entitled

A bill authorizing the incorporation of poultry and pet stock associations in the State of Michigan.

Also,

House bill No. 201 (file No. 79), entitled

A bill to authorize the incorporation of veterinary medical associations.

Also,

House bill No. 19 (file No. 320), entitled

A bill to amend sections 5 and 9 of act No. 140 of the public acts of 1889, being an act entitled "An act to authorize the formation of corporations for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon," approved June 8, 1889.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration

House bill No. 260 (file No. 173), entitled

A bill to amend section 8, of chapter 3, of act No. 243, of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate asking concurrence therein, and recommend its passage.

FRANK SMITH, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Smith,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Milnes,

Leave of absence was granted himself for tomorrow.
 By unanimous consent,
 On motion of Mr. Doran,
 The Senate resumed the order of

THIRD READING OF BILLS.

Senate bill No. 321 (file No. 166), entitled

A bill to amend section 1 of an act entitled "An act to provide for the establishment of a board of health for the city of Detroit," approved May 26, 1881,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Holcomb	Mr. Porter	
Benson	Fleishem	Miller	Sabin	
Beers	Fridlender	Milnes	Smith	
Boughner	Garvelink	Mugford	Weiss	
Brown	Gilbert	Park	Wisner	20

NAYS.

0

Title agreed to.

House bill No. 154 (file No. 43), entitled

A bill making appropriations for the Michigan School for the Deaf, for the years 1891 and 1892,

Was read a third time and pending the taking of a vote upon its passage,

Mr. Gilbert, by consent of a majority of the Senate, moved to amend the bill as follows:

By striking out of lines 1 and 2 and of line 3 of section 1 the words "fifty-six thousand four hundred," and inserting in lieu thereof the words "fifty-six thousand eight hundred,"

• Which motion to amend prevailed, and the bill was so amended.

The question then being upon the passage of the bill as amended,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Milnes	Mr. Smith	
Benson	Garvelink	Mugford	Taylor	
Beers	Gilbert	Park	Weiss	
Boughner	Holcomb	Porter	Wilkinson	
Brown	McCormick	Sabin	Wisner	22
Doran	Miller			

NAYS.

0

Title agreed to.

On motion of Mr. Porter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 420 (file No. 252), entitled

A bill authorizing the incorporation of poultry and pet stock associations in the State of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Doran	Mr. Miller	Mr. Sabin	
Benson	Fridlender	Milnes	Smith	
Beers	Garvelink	Morrow	Taylor	
Boughner	Gilbert	Mugford	Weiss	
Brown	Holcomb	Park	Wilkinson	
Crocker	McCormick	Porter	Wisner	24

NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 201 (file No. 79), entitled

A bill to authorize the incorporation of veterinary medical associations,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Milnes	Mr. Smith	
Benson	Garvelink	Morrow	Taylor	
Boughner	Gilbert	Mugford	Weiss	
Brown	Holcomb	Park	Wilkinson	
Crocker	McCormick	Porter	Wisner	
Doran	Miller	Sabin		23

NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 260 (file No. 173), entitled

A bill to amend section 8 of chapter 3 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881,

Was read a third time and pending the taking of a vote upon its passage,

Mr. Benson moved that the enacting clause of the bill be stricken out, Which motion did not prevail.

Mr. Boughner, by unanimous consent, moved to strike out the proviso contained in the last section of the bill,

Which motion did not prevail.

The question being upon the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. McCormick	Mr. Sabin	Mr. Toan
Brown	Mugford	Smith	Wilkinson
Flehiem	Park	Stevens	Withington
Fridlender	Porter	Taylor	Wisner
Garvelink			

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NAYS.

Mr. Benson	Mr. Boughner	Mr. Holcomb	Mr. Morrow
Beers	Crocker	Miller	Weiss

8

Title agreed to.

On motion of Mr. Porter,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Park offered the following resolution:

Resolved, That the committee on public health be, and is hereby instructed to have hearing and taking of testimony in the matter of the Furguson oil bill, on Tuesday, May 5, 1891, at the hour of 9 o'clock A. M.

The question being on the adoption of the resolution,

The resolution was adopted.

By unanimous consent,

The following petitions were presented:

No. 368. By Mr. Flehiem: Petition of Michael Cunningham and 40 other citizens of the city of Negaunee, asking for the passage of the bill for the reduction of the liquor tax.

Referred to committee on liquor traffic.

On motion of Mr. Flehiem,

The petition was ordered spread on the Journal, as follows:

To the Senate and House of Representatives of the State of Michigan:

We, the undersigned, citizens and taxpayers of the city of Negaunee, Marquette county, Michigan, would respectfully request the passage of the Orth bill, No. 301, for the reduction of liquor tax.

Dated Negaunee, April 28, 1891.

No. 369. By Mr. Mugford: Petition of Lorin Bickford and 11 others, asking for the creation of a World's Fair commission.

Referred to committee on State affairs.

MESSAGE FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }
Lansing, April 30, 1891. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 43, being

An act to incorporate the public schools of the township of Ontonagon, in the county of Ontonagon.

EDWIN B. WINANS, *Governor.*

The message was received.

MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 30, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following resolution:

Resolved, That a respectful message be sent to the Senate, requesting the recall of Senate bill No. 255, entitled "A bill to amend sections 6 and 10 of act No. 136 of the session laws of 1885, being an act entitled "An act to provide for the appointment, compensation and duties of a stenographer of the sixteenth judicial circuit."

Which has been adopted by the House by a majority vote of all the members elect.

Very respectfully,
LYMAN A. BRANT,
Clerk of the House of Representatives.

On motion of Mr. Boughner,

The committee on engrossment and enrollment was discharged from the further consideration of the bill.

On motion of Mr. Boughner,

The request by the House was granted and the bill ordered returned.

On motion of Mr. Beers,

The Senate adjourned.

Lansing, Friday, May 1, 1891.

The Senate met and was called to order by the President.

Religious exercises by Rev. S. R. Cook.

Roll called: a quorum present.

Absent without leave: Messrs. Morrow, Prindle and Wheeler.

On motion of Weiss,

All the absentees were excused for the day.

On motion of Mr. Boughner,

Mr. Wheeler was granted leave of absence for the remainder of the week.

PRESENTATION OF PETITIONS.

No. 370. By Mr. Mugford: Petition of Lorin Bickford and 11 others, asking for the establishment of a uniform system of text books in the public schools.

Referred to committee on education and public schools.

REPORTS OF STANDING COMMITTEES.

By the joint committee on judiciary and fisheries:

The joint committee on judiciary and fisheries, to whom was referred Senate bill No. 53 (file No. 8), entitled

A bill to set apart certain swamp lands in Wild Fowl bay in township 16 north, range 9 east, in the county of Huron in this State, for public shooting grounds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER,

Chairman judiciary committee.

PETER E. PARK,

Chairman fisheries committee.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Substitute for House bills Nos. 160 and 368 (file No. 220), entitled

A bill to repeal act No. 214 of the public acts of 1889, entitled "An act to amend act No. 198 of the session laws of 1877, entitled "An act to provide for a tax upon dogs and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases," approved May 23, 1877 as amended by act No. 283 of the public acts of 1881, approved June 11, 1881, by adding four new sections thereto, to stand as sections 11, 12, 13 and 14, and to provide for the payment of the moneys now in the hands of the county treasurers, on account of said act, to the several township and city treasurers to which the same belong, respectively, upon demand therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. SHARP, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 63 (file No. 9), entitled

A bill to protect the people of this State from the encroachments of the liquor traffic, and to provide that manufacturers of, and dealers in, intoxicating liquors shall obtain the permission of the people of the county

before engaging in such business therein, being amendatory of sections 1, 2, 3, 4, 6, 8, 9, 12, 13, 14, 15, 16, 17 and 19 of act No. 207 of the session laws of 1889, entitled "An act to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of vinous, malt, brewed, fermented, spirituous or intoxicating liquors, or any mixed liquor or beverage, any part of which is intoxicating, and to prohibit the keeping of any saloon or other place for the manufacture, sale, storing for sale, giving away or furnishing, of such liquors or beverages, and to suspend the general laws of the State relative to the taxation and regulation of the manufacture and sale of such liquors in the several counties in this State under certain circumstances; to authorize the qualified electors of the several counties in this State to express their will in regard to such prohibition by an election, and to authorize and empower the board of supervisors of the several counties after such election, if they shall determine the result to be in favor of such prohibition, to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of any such liquors, or the keeping of a saloon or any other place for the manufacture, sale, storing for sale, giving away or furnishing of the same within their respective counties; and to provide for penalties and rights of action in case of its violation," approved June 29, 1889, being compiler's sections 2283a, 2283a¹, 2283a², 2283a³, 2283a⁴, 2283a⁵, 2283a⁶, 2283a⁷, 2283a⁸, 2283b¹, 2283b², 2283b³, 2283b⁴, 2283b⁵, 2283b⁶, and 2283b⁷, of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. WISNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

On motion of Mr. Brown,

The bill was made the special order, to be considered by the committee of the whole, on Wednesday next at 3 o'clock P. M.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 92 (file No. 170), entitled

A bill to amend sections one, two and three of act number 122 of the public acts of the year 1877, entitled "An act for the incorporation of associations for yachting, hunting, fishing, boating, rowing and other lawful sporting purposes," approved May 14, 1877, the same being sections 4817, 4818, and 4819 of Howell's annotated statutes of the State of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. SHARP, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE GOVERNOR.

The President announced a communication from the Governor upon executive business.

The communication was received.
On motion of Mr. Wisner,
The Senate went into

EXECUTIVE SESSION,

The time being 10.15 o'clock A. M.
The executive session closed, the time being 10.25 o'clock A. M.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 30, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following:
Senate bill No. 255, entitled

A bill to amend sections six and ten of act number one hundred and thirty-six of the session laws of 1885, being an act entitled "An act to provide for the appointment, compensation, and duties of a stenographer of the sixteenth judicial circuit,"

And to inform the Senate that the House has amended the same as follows:

Amend section 1 so as to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That sections 6 and 8 of act No. 136 of the public acts of 1885, being an act, entitled "An act to provide for the appointment, compensation and duties of a stenographer for the 16th judicial circuit, be and the same are hereby amended so as to read as follows:"

Amend the title so as to read as follows:

"A bill to amend sections 6 and 8 of act No. 136 of the public acts of 1885, being an act entitled "An act to provide for the appointment, compensation and duties of a stenographer for the 16th judicial circuit,"

In the passage of which bill as amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

LYMAN A. BRANT,
Clerk of the House of Representatives.

The question being on concurring in the amendment made by the House to the bill,

On motion of Mr. Crocker,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bastone	Mr. Fridlender	Mr. Porter	Mr. Toan
Benson	Garvelink	Sabin	Weiss
Boughner	Gilbert	Sharp	Wilcox
Brown	McCormick	Smith	Wilkinson
Crocker	Miller	Stevens	Withington
Doran	Mugford	Taylor	Wisner

24

NAYS.

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The question being on concurring in the title as amended,
 The title as amended was concurred in.
 On motion of Mr. Crocker,
 By a vote of two-thirds of all the Senators elect, the bill was ordered
 to take immediate effect.
 The President also announced the following:

HOUSE OF REPRESENTATIVES, }
Lansing, April 30, 1891. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following:

House bill No. 37 (file No. 34), entitled

A bill to create the office of toll road commissioner and to define the duties thereof and to amend section 18 of act No. 44 of the session laws of 1853, entitled "An act to amend sections 3, 9, 19 and 20 of an act entitled 'An act relative to plank roads,'" approved March 13, 1848, and to add thereto six new sections to stand as sections 25, 26, 27, 28, 29 and 30, the same being section 3583.

Also,

House bill No. 577 (file No. 327), entitled

A bill to amend compiler's section 7963 of the compiled laws of 1871, the same being section 9576 of Howell's annotated statutes of this State, relative to new trials and exceptions in criminal cases.

Also,

House bill No. 22 (file No. 315), entitled

A bill to provide for the adoption and change of name of minors, and for making them heirs at law of the person or persons adopting them, and to repeal act No. 144 of the public acts of 1887, relative to the adoption and change of name of minors and making them heirs at law of the person or persons adopting them,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LYMAN A. BRANT,

Clerk of the House of Representatives.

The first named bill was read a first and second time by its title and referred to the committee on judiciary.

The second named bill was read a first and second time by its title and referred to the committee on judiciary.

The third named bill was read a first and second time by its title and referred to the committee on judiciary.

GENERAL ORDER

On motion of Mr. Weiss,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Weiss to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

I.

Senate joint resolution No. 7, entitled

Joint resolution authorizing the Board of State Auditors to investigate, examine and settle any claim found to be due Josiah W. Begole from the State of Michigan for moneys paid, laid out and expended by him as Governor of the State, in case of Dullam vs. Wilson.

Also,

House bill No. 456 (file No. 163), entitled

A bill to provide for the laying out and establishing a State road in Bay county, to be known as "the Bangor State road."

Also,

House bill No. 172 (file No. 162), entitled

A bill to prevent fast riding or driving across the bridges in the Bay county bridge district.

Also,

House bill No. 147 (file No. 290), entitled

A bill to punish fraudulent entries and practices in speed contests.

Also,

House bill No. 98 (file No. 316), entitled

A bill to provide for the collection of delinquent drain taxes in Monroe county, which were assessed under act No. 227 of the public acts of 1885, and under that act as amended by public acts of 1887 and 1889, and not properly returned to the Auditor General.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

II.

The committee of the whole have also had under consideration

Senate bill No. 53, (file No. 8), entitled

A bill to set apart certain swamp lands in Wild Fowl bay in township 16 north, range 9 east, in the county of Huron in this State, for public shooting grounds,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

III.

The committee of the whole have also had under consideration.

House bill No. 144 (file No. 303), entitled

A bill to amend section 8 of act No. 174 of the session laws of 1871 entitled "An act to provide for the appointment of a State Reporter," as amended by act No. 137 of the session laws of 1873 being section 7202 of Howell's annotated statutes,

Have directed their chairman to report progress and ask leave to sit again.

J. M. WEISS, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Weiss,

The Senate granted leave for a further consideration of the third named bill by the committee of the whole.

By unanimous consent,

The committee on cities and villages made the following reports:

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 737 (file No. 301), entitled

A bill to revise the charter of the city of Au Sable and to enlarge and change its boundary lines and increase the number of wards thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate and ask that the same, be printed for the use of the committee.

J. S. BEERS, *Chairman.*

The report was accepted and the bill was ordered printed.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 196, entitled

A bill to reincorporate the village of L'Anse, in the county of Baraga, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and ask that it be printed for the use of the committee.

J. S. BEERS, *Chairman.*

The report was accepted and the bill was ordered printed.

By unanimous consent,

The committee on banks and corporations made the following reports:

By the committee on banks and corporations:

The committee on banks and corporations, to whom was referred

Senate bill No. 107 (file No. 48), entitled

A bill to amend an act entitled "An act to authorize the incorporation of companies for the construction of union railroad stations and depots, with the necessary connecting tracks, and the management of the same," approved June 9, 1881, by adding a new section thereto relative to the closing of streets and alleys by companies organized under said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in.

SEC. 38. In line 2 strike out the words "or the commissioner of highways in any township." In line 6 strike out the word "legally." At the end of said section add the following: "And this right of action shall obtain from and after the granting of consent of the common council or board of trustees aforesaid,"

And that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN R. BENSON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Benson,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on banks and corporations:

